

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
SEVENTY-THIRD LEGISLATURE
OF THE
STATE OF MAINE
1907.

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PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE.

1907.

Chapter 440.

An Act to amend Chapter three hundred and fifty-two of the laws of nineteen hundred and five, relating to the Caribou Municipal Court.

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

Section 1. Section two of chapter three hundred and fifty-two, of the private and special laws of the year one thousand nine hundred and five, is hereby amended by adding after the words 'in this state,' in the ninth line of said section, the following: 'The judge may appoint a recorder in writing, who shall be an attorney at law, and shall hold his office until the first day of July, one thousand nine hundred and nine. He shall be sworn by said judge, and keep the records of said court when requested to do so by said judge. In case of the absence from the court room, or sickness of the judge, or when the office of judge shall be vacant, the recorder shall have and exercise all the powers of said judge, and perform all the duties of said judge by this act; receiving compensation from the personal funds of said judge; and the signature of the recorder as such, shall be sufficient evidence of his right to act instead of the judge,' so that said section as amended, shall read as follows:

Section 2,
chapter 352,
private and
special laws,
1905,
amended.

'Section 2. Said court shall consist of one judge, who shall be a member of the bar of this state, who shall be appointed in the manner and for the term provided by the constitution of this state, and he shall be, ex-officio, a justice of the peace for the state. The said judge shall enter or cause to be entered on the docket of said court all civil and criminal actions, with full minutes of the proceedings in and disposition of the same which docket shall be at all times open to inspection; and he shall perform all other duties required of similar tribunals in this state; the judge may appoint a recorder in writing, who shall be an attorney at law, and who shall hold his office until the first day of July, one thousand nine hundred and nine. He shall be sworn by said judge, and keep the records of said court when requested to do so by said judge. In case of the absence from the court room or sickness of the judge, or when the office of judge shall be vacant, the recorder shall have and exercise all the powers of said judge, and perform all the duties of said judge by this act, receiving compensation from the personal funds of said judge; and the signature of the recorder as such, shall be sufficient evidence of his right to act instead of the judge; and copies of the records of said court, duly certified by the judge or recorder thereof, shall be legal evidence in all courts of this state.'

Judge, ap-
pointment
of.

—docket.

—may
appoint
recorder.

—duties of
recorder.

CHAP. 440

Section 5,
chapter 352,
private and
special laws,
1905,
amended.

Section five of chapter three hundred and fifty-two of the private and special laws of the year one thousand nine hundred and five is hereby amended by adding at the beginning of said section the words, 'Said court shall have original and concurrent jurisdiction with trial justices in all civil matters within the county of Aroostook, as are by law within the jurisdiction of trial justices within said county;'; by adding after the word "in" in the second line of said section the words 'all other' so that said section as amended shall read as follows:

Original
concurrent
jurisdiction
with trial
justices.

—territorial
jurisdiction.

'Section 5. Said court shall have original and concurrent jurisdiction with trial justices in all civil matters within the county of Aroostook, as are by law within the jurisdiction of trial justices within said county. For the purposes of establishing a territorial jurisdiction for said court in all other civil actions, all of said Aroostook county which lies north and east of the following lines: beginning at the southeast corner of Easton, in said county, thence west on the south line of Easton, the south line of Presque Isle, and the south line of towns and plantations numbered eleven, to the southeast corner of township eleven, range seven, thence north on east line of seventh range of townships to the southeast corner of township numbered fourteen, range seven, thence east on the south line of townships numbered fourteen to the southeast corner of township numbered fourteen, range five, thence north along the east line of townships in the fifth range to dividing line between the towns of Frenchville and Madawaska, thence north along said dividing line to the Saint John river, shall be within the civil jurisdiction of said court, as follows: First, of all civil actions wherein the debt or damage demanded, does not exceed one hundred dollars in which any person summoned as trustee resides within said jurisdictional district, or, if a corporation has an established place of business in said district; or, in which, if any actions are not commenced by a trustee process, any defendant resides in said district, or, if no defendant resides within the limits of this state, any defendant is served with process in said district, or the goods, estates or effects of any defendant are found within said district and are attached on the original writ; but no proceedings under the laws relating to divorce shall be included within the jurisdiction of said court.'

—jurisdiction
when
damages do
not exceed
one hundred
dollars.

—no pro-
ceedings
for divorce.

Section 8,
chapter 352,
private and
special laws,
1905,
amended.

Section eight of chapter three hundred and fifty-two of the private and special laws of one thousand nine hundred and five, is hereby amended by adding after the word "Caribou," in the tenth line of said section the following: 'Provided, however, that said court may be held on any Tuesday at the office of

the judge at the usual time, for the entering and trial of actions of forcible entry and detainer, and such actions may be returnable accordingly, and be heard and determined, and judgment entered on the return date of the writ, unless continued for good cause.' So said section when amended shall read as follows :

Section 8. A term of said court for the transaction of civil business shall be held on the first Tuesday of each month at ten o'clock in the forenoon. For the cognizance of criminal actions said court shall be in constant session. In all cases it may be adjourned from time to time by the judge; and in civil actions said judge shall have power for cause shown, upon application of either party, or his attorney, to adjourn the hearing to any place within his jurisdiction by consent of both parties. Said court shall be held in the county court house in said town of Caribou, provided, however, that said court may be held on any Tuesday at the office of the judge at the usual hour for the entering and trial of actions of forcible entry and detainer, and such actions may be returnable accordingly, and be heard and determined, and judgment entered on the return date of the writ, unless continued for good cause. And all expenses of said court including blank books of record, dockets and blanks necessary for the use of said court shall be paid from the treasury of the county of Aroostook.

Term time,
first
Tuesday of
each month,
at 10 A. M.

—held in
county court
house in
Caribou.

—expenses
of court
paid by
county.

Approved March 28, 1907.

Chapter 441.

An Act to amend "An Act to incorporate the Livermore Falls Sewer District."

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

Section 1. Amend section nine of said act by adding after the word "act" in the fourth line the words 'and said district is authorized through its trustees to borrow money temporarily and to issue therefor the interest-bearing notes of the district,' and by striking out the words "forty-eight" in the seventh line and inserting in place thereof the words 'forty-seven,' so that said section as amended, shall read as follows :

Section 9,
amended.

'Section 9. For accomplishing the purposes of this act said sewer district, through its trustees is authorized to issue its bonds to an amount sufficient to procure funds to pay the expense incurred for the purposes authorized by this act, and

May issue
bonds.