

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE

1909

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

As Passed by the Seventy-fourth
Legislature

1909

Chapter 9.

An Act to amend Section forty-six of Chapter one hundred and six of the Revised Statutes, relating to the appointment of Surveyors in real actions.

Be it enacted by the People of the State of Maine, as follows:

Section forty-six of chapter one hundred and six of the revised statutes is hereby amended by inserting after the word "action" in the second line thereof the following: 'Or in an action of trespass in which the title to land is involved as shown by the pleadings filed,' and also by adding to said section the following: 'The fees and necessary expenses of such surveyor shall be paid by the county on presentation of the proper certificate of the clerk of courts for that county, and the amount thereof shall be fixed by the court upon the acceptance of the report,' so that said section as amended shall read as follows:

Section 46,
chapter 106,
R. S.,
amended.

'Section 46. The court may appoint a surveyor to run lines and make plans of lands demanded in a real or mixed action, or in an action of trespass in which the title to land is involved, as shown by the pleadings filed on motion of either party; and if he is prevented by force, menaces, or fear, from performing the duties assigned him, the court may issue a warrant to the sheriff, commanding him with suitable aid, to prevent such opposition; and in the execution of such warrant, he may exercise all the power pertaining to his office; and all persons refusing their aid when called for by him are liable to the same penalties as in other like cases. The fees and necessary expenses of such surveyor shall be paid by the county on presentation of the proper certificate of the clerk of courts for that county, and the amount thereof shall be fixed by the court upon the acceptance of the report.'

Court may
appoint and
protect sur-
veyors.

—fees and
expenses of
surveyors,
how paid.

Approved February 16, 1909.

Chapter 10.

An Act to amend Section one of Chapter twenty-four of the Public Laws of nineteen hundred and seven, in relation to reports of hearings in vacation in Law or Equity.

Be it enacted by the People of the State of Maine, as follows:

Section one of chapter twenty-four of the public laws of nineteen hundred and seven is hereby amended by adding thereto the following: "When any such hearing is had before

Section 1,
chapter 24,
public laws
1907,
amended.