

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
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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth
Legislature

1909

CHAP. 162

—license or certified copy shall be received as evidence.

—tenure of license.

Section 13, chapter 61, R. S., amended.

Penalty for joining persons in marriage in violation of this act.

Sections 11 and 12, chapter 61, R. S., repealed.

under the seal of the state to the effect that he is authorized to solemnize marriages in this state. Such license, or a certified copy thereof shall be received as evidence in all courts of his authority in the premises, and a copy of the record of any marriage solemnized by such licensee duly made and kept, attested or sworn to by the clerk of the town in which the marriage intention was recorded or in which the marriage was solemnized shall be received in all courts as evidence of the fact of marriage. Such license shall continue until revoked by the governor for cause, after notice and an opportunity to be heard thereon.

Section 2. Section thirteen of chapter sixty-one of the revised statutes is hereby amended by striking from the first line thereof the words "commissioned as aforesaid," so that said section, as amended, shall read as follows:

'Section 13. Whoever knowingly and willingly joins persons in marriage contrary to this chapter, forfeits one hundred dollars, two-thirds thereof to the county where the offense is committed, and one-third to the prosecutor, to be recovered by the county treasurer, or by the parent guardian, or other person under whose immediate care and government either of the parties was at the time of such marriage; and such offender is forbidden to join any persons in marriage thereafter.'

Section 3. Sections eleven and twelve of chapter sixty-one of the revised statutes, and chapter ninety-nine of the public laws of nineteen hundred and seven, are hereby repealed.

Approved March 29, 1909.

Chapter 162.

An Act to amend Section twelve of Chapter one hundred and twenty-six of the Revised Statutes, as amended by Chapter one hundred and five of the Public Laws of nineteen hundred and five, relating to gambling devices.

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

Section 12, chapter 126, R. S., as amended by chapter 105, public laws, 1905, amended.

Section twelve of chapter one hundred and twenty-six of the revised statutes, as amended by chapter one hundred and five of the public laws of nineteen hundred and five, is hereby stricken out, and the following section is hereby inserted in its stead:

Tools and implements for gambling, counterfeiting, and burglars' tools,

'Section 12. All tools, machines, dies, plates or materials provided for making counterfeit or spurious coin, or for forging bank notes or other instruments; all burglars' tools, or implements prepared or designed for burglary; all lottery

tickets or materials for a lottery or procured for the purpose of a lottery; all gambling apparatus or implements for gambling, and all monies therein contained, shall, when the same are found and taken by virtue of a search warrant, or are found in the possession or under the control of any person arrested for forgery, counterfeiting, burglary, selling lottery tickets or gambling, be safely kept by the direction of the court or magistrate having cognizance of the case, so long as may be necessary for their being used as evidence on any trial. All such articles, devices, tools and materials, shall thereupon be declared forfeited by said court, and ordered destroyed, and shall by order of the court rendering final judgment be turned over to the sheriff of the county where the seizure was made, or to such of his deputies as the court shall order, by any officer competent to serve the process on which they were seized, who shall forthwith make return according to said court; and said sheriff, or his said deputy, shall receipt to said officer therefor. As soon thereafter as may be said sheriff, or his said deputy receiving said forfeited articles, shall burn or otherwise destroy them, and make return to said court as to how he executed its order; provided, however, that all monies so seized shall be declared forfeited to the county in which they were seized.'

etc., how
disposed of.

Approved March 29, 1909.

Chapter 163.

An Act to amend Section eight of Chapter one hundred and seventeen of the Revised Statutes, as amended by Section one of Chapter fifty-nine of the Public Laws of nineteen hundred and five, relating to Fees of Constables in Serving Venires.

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

Section eight of chapter one hundred and seventeen of the revised statutes, as amended by section one of chapter fifty-nine of the public laws of nineteen hundred and five, is hereby amended by inserting after the word "for" in the second line, the word 'actual;' and inserting in the third line after the word "way," the words 'in posting and delivering the notices mentioned in section nine of chapter one hundred and eight, and in notifying the juror or jurors drawn, as provided in section fourteen of said chapter,' so that said section as amended shall read as follows:

'Section 8. The fees of constables for the service and return of each venire, one dollar and fifty cents, and for actual travel six cents a mile each way in posting and delivering the notices

Section 8,
chapter 117,
R. S., as
amended
by section
1, chapter
59, public
laws, 1905,
further
amended.

Fees of
constables.