

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE

1909

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth  
Legislature

1909

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## CHAP. 170

**Chapter 170.**

An Act in relation to Equity Procedure.

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

Section 19,  
chapter 79,  
R. S.,  
amended.

Section 1. Section nineteen of chapter seventy-nine of the revised statutes is hereby amended by striking out the word "sixty" in the seventh and ninth lines of the section and inserting in the place thereof the word 'thirty,' and also by adding after the word "replication" in the eighth line the words 'unless by consent,' so that the said section as amended shall read as follows:

Time for  
hearing up-  
on bill and  
demurrer.

'Section 19. When a demurrer is filed the court upon motion of either party may set the cause for hearing upon bill and demurrer at any time. When a plea or answer is filed the court upon motion of the plaintiff may set the cause for hearing upon bill and plea, or answer at any time. When a replication is filed the court upon motion of either party may set the cause for hearing upon bill, answer or plea, and evidence; but such hearing shall not be had until after thirty days from the filing of the replication, unless by consent. When a jury trial is ordered it shall be had at the next term after such thirty days. Any time fixed for hearing or trial may be extended for good cause shown.'

Chap 74,  
Sec. 31,  
amended.

Section 2. Section thirty-one of the same chapter seventy-nine is hereby amended so as to read as follows:

'Section 31. Hearings and trials in equity cases may be had, and orders and decrees may be passed, at such place in any county as the justice applied to may appoint; and the clerk in the county in which the case is pending shall transmit the papers in the case to the justice to hear the same; and such justice shall return them after hearing with his orders and decrees therein to be filed and entered in such county.'

Approved March 29, 1909.

**Chapter 171.**

An Act to amend Chapter one hundred and seventy-four of the Public Laws of nineteen hundred and five, relating to the compensation of Sheriffs.

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

Section 1,  
chapter 174,  
public laws,  
1905,  
amended.

Section 1. The first section of chapter one hundred and seventy-four of the public laws of nineteen hundred and five is hereby amended by striking out the words "five hundred"

**CHAP. 172**

in line four of said section, so that said section so far as it relates to the salary of the sheriff of Aroostook county shall read as follows: 'Aroostook, two thousand dollars.'

—salary of sheriff.

Section 2. This act shall take effect January one, nineteen hundred and eleven.

When act takes effect.

Approved March 29, 1909.

**Chapter 172.**

An Act to repeal a part of Section one of Chapter one hundred and sixteen of the Revised Statutes, relating to salary of officers of the Insane Hospital at Augusta.

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

So much of section one, of chapter one hundred and sixteen of the revised statutes as relates to the salary of the superintendent, four assistants, the steward, chaplain and matron of the Insane Hospital at Augusta is hereby repealed.

Part of section 1, chapter 116, R. S., repealed.

Approved March 29, 1909.

**Chapter 173.**

An Act to amend Chapter four, Section forty-three, of the Revised Statutes, relating to duties of Town Clerks.

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

Section forty-three of chapter four of the revised statutes is hereby amended by inserting after the word "state" in the second line thereof the words 'and the state auditor,' so that said section shall read as amended:

Section 43, chapter 4, R. S., amended.

'Section 43. When a town treasurer is elected and qualified, the clerk shall communicate his name to the treasurer of state and the state auditor; and no city, town or plantation shall receive any money from the treasurer of state until the name of its treasurer has been so communicated.'

Town clerk to notify treasurer of state and state auditor of election of town treasurer.

Approved March 29, 1909.

**Chapter 174.**

An Act relating to the transfer of certain Trust Funds of the Maine Industrial School for Girls to the State Treasury.

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

The trustees of the Maine Industrial School for Girls shall pay into the state treasury the principal sums of the trust

Certain trust funds of Maine Industrial