

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

passed as containing full measure, and all other measures, cans or other vessels shall be marked by the sealer with figures indicating the quantity which they hold; and whoever sells by any other measure, can or vessel, forfeits twenty dollars for each offense.' —penalty

Approved April 2, 1909.

Chapter 255.

An Act to amend Section five and repeal Section nine of Chapter ninety-two of the Public Laws of nineteen hundred five, providing for the better enforcement of the laws against the manufacture and sale of Intoxicating Liquors.

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

Section 1. Section five of chapter ninety-two of the public laws of nineteen hundred five is hereby amended by adding at the end of said section the following words, 'The state auditor on or before the fifteenth day of each month shall notify the county commissioners of each county where the powers aforesaid are executed, of the sum paid by the state treasurer during the preceding calendar month for the services and expenses of said deputies in such county, and such sum shall be paid by the county treasurer of said county to the treasurer of state within thirty days after such notice is mailed. In case of failure to make such payment within said thirty days an action of debt may be maintained against said county in the name of the treasurer of state, for the benefit of the state, to recover said sum, or the amount payable as aforesaid may be deducted by the treasurer of state from any sums due from the state to such county,' so that said section as amended shall read as follows:

'Section 5. It shall be the duty of the said deputy enforcement commissioners to exercise all the powers herein conferred when, where and as directed by said commission, and for their services they shall be paid three dollars per day and the actual expenses occasioned by the performance of such duty, and shall, at such time as may be fixed by the commission, present their accounts for approval and after approval the governor and council shall draw their warrant against any moneys in the treasury not otherwise appropriated, in payment thereof. The state auditor on or before the fifteenth day of each month shall notify the county commissioners of each county where the powers aforesaid are executed, of the sum paid by the state treasurer during the preceding calendar month for the services and expenses of said deputies in such county, and such sum shall be paid by the county treasurer of said county to the treasurer of state within

Section 5,
chapter 92,
public laws,
1905,
amended.

Duty of
deputy en-
forcement
commission-
ers.

—compen-
sation of
deputies.

—county to
pay for ser-
vices and
expenses of
deputies.

CHAP. 256

—in case of failure to pay within 30 days, —proceedings.

Section 9, chapter 92, public laws, 1905, repealed.

thirty days after such notice is mailed. In case of failure to make such payment within said thirty days an action of debt may be maintained against said county in the name of the treasurer of state, for the benefit of the state to recover said sum, or the amount payable as aforesaid may be deducted by the treasurer of state from any sum due from the state to such county.'

Section 2. Section nine of chapter ninety-two of the public laws of nineteen hundred five is hereby repealed.

Approved April 2, 1909.

Chapter 256.

An Act to amend Section fifty-five of Chapter eighty-eight of the Revised Statutes, relating to Trustee Process.

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

Section 55, chapter 88, R. S., amended.

Section 1. To amend chapter eighty-eight, section fifty-five, subsection six, by striking out, in the fifth and sixth lines of said subsection six, the words "and this is not exempt in any suit for taxes or for necessities furnished him or his family" and substituting in place thereof the following: 'and the sum of ten dollars shall be exempt in all cases, except in a suit for taxes,' and further amend said subsection six by adding, after the word "husband" in the last line of said subsection, the following: 'if, after wages for personal labor or services have been attached and before entry of the writ, the defendant tenders to the plaintiff or to his attorney the whole amount due and recoverable in the action and the fees of the officer for serving the writ, the plaintiff shall recover no costs, except the fees of the officer; and if the defendant is defaulted without an appearance, or if he files an offer of judgment on the return day of the writ, and the plaintiff accepts such offer or fails to secure more than the amount thereof and of the interest thereon from its date, the plaintiff shall recover no costs, except the entry fee and the officers' fees,' so that said section, as amended, shall read as follows:

When not to be adjudged trustee.

'VI. By reason of any amount due from him to the principal defendant, as wages for his personal labor, or that of his wife or minor children, for a time not exceeding one month next preceding the service of the process, and not exceeding twenty dollars of the amount due to him as wages for his personal labor; and ten dollars shall be exempt in all cases, except in a suit for taxes; moreover, wages of minor children and of women, are not, in any case, subject to trustee process on account of any debt of parent or husband; if, after wages for per-

—exemptions.

—wages of minor children and women for