

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

AUGUSTA
KENNEBEC JOURNAL PRINT
1909

PRIVATE AND SPECIAL LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-fourth
Legislature

1909

CHAP. 331

—lien on
logs.

—if toll is
not paid
may seize
logs and
sell same
at public
sale.

May issue
stock and
increase
same.

—may is-
sue bonds
and mort-
gage prop-
erty.

All prop-
erty of the
company
subject to
be taken
over by the
state.

dam made by said company for the driving of which it furnishes water as aforesaid, and said company shall have a lien on all such logs and other lumber until the full amount of such toll is paid, but the logs of each particular mark only shall be holden to pay the toll on such mark, and if said toll is not paid within thirty days after such logs, or a major part of them, shall arrive in Rangeley lake in said county, or at the place of manufacture, said company may seize said logs and sell at public sale so many thereof as may be necessary to pay such toll, costs and charges, ten days' notice of the time and place of such sale being given in some newspaper published in said county of Franklin. Provided further, that nothing contained in this section shall limit the natural flow of water in said stream for log-driving purposes.

Section 11. Said company is hereby authorized to issue its capital stock to an amount provided in its charter and increase the same according to the provisions of the general law, and issue its bonds to an amount not exceeding its capital stock and secure the same by mortgage of its property and franchise.

Section 12. All the property, rights and franchises acquired erected, owned, held or controlled by this company or its assigns, shall be subject to be taken over and become the property of the state whenever said state shall determine by proper legislation to acquire and maintain the same upon payment of a fair value therefor, excepting, however, the value of the franchises herein granted.

Approved March 26, 1909.

Chapter 331.

An Act to change the Name and enlarge the Powers of the Municipal Court of Skowhegan.

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

Name
changed.

Section 1. The name of the municipal court of Skowhegan, established by chapter four hundred eighty-five of the private and special laws of nineteen hundred and one, is hereby changed to the Western Somerset Municipal Court, and the powers, duties and functions of said court are enlarged, altered and modified as hereinafter provided.

Judge,
residence
of.

Section 2. The judge of said court shall be at all times a resident of the county of Somerset, and a member of the bar of this state.

Section 3. Said court shall have and exercise such jurisdiction as is conferred by the statutes of this state upon municipal and police courts and trial justices, and in addition thereto shall have and exercise jurisdiction as follows:

Jurisdiction of court.

I. Original jurisdiction concurrent with the supreme judicial court of the larcenies described in sections one, six, seven, eight and nine of chapter one hundred and twenty-one of the revised statutes, where the value of the property is not alleged to exceed thirty dollars, of the assaults and batteries described in section twenty-eight of chapter one hundred and nineteen of the revised statutes; and of the offenses described in section six of chapter one hundred and twenty-five of the revised statutes, and may punish for either of said offenses by fine not exceeding fifty dollars and by imprisonment in the county jail not exceeding three months; except that said court shall have no jurisdiction over offenses committed in any of the towns of Pittsfield, Hartland, Harmony, Palmyra, Saint Albans, Detroit, Ripley or Cambridge.

—with supreme judicial court.

II. Original jurisdiction concurrent with trial justices of all civil actions wherein the debt or damages demanded do not exceed twenty dollars and any defendant or a person summoned as trustee resides in said county of Somerset; except actions when all parties reside in any of the towns of Pittsfield, Hartland, Harmony, Palmyra, Saint Albans, Detroit, Ripley and Cambridge.

—with trial justices.

III. Original jurisdiction concurrent with the supreme judicial court and the municipal court of Pittsfield of all civil actions wherein the debt or damages demanded exceed twenty dollars and do not exceed one hundred dollars, and any defenant or a person summoned as trustee resides in the county of Somerset.

—with S. J. and municipal court of Pittsfield.

Section 4. Said court shall be in constant session for the trial of criminal causes, and criminal sessions thereof may be held at Skowhegan, Fairfield, Madison or Bingham; the place of hearing in all cases to be determined by the judge, having regard to the convenience of parties and counsel and the expense to the county.

Shall be in constant session.

Section 5. Regular terms of said court for the transaction of civil business shall be held as follows:

Where regular terms shall be held.

At Skowhegan, on the first Monday of every month excepting August, at ten o'clock in the forenoon.

At Fairfield, on the second Monday of January, March, May, July, September and November, at nine o'clock in the forenoon.

At Madison, on the last Monday of every month excepting July, at nine thirty o'clock in the forenoon.

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At Bingham, on the second Monday of February, April, June, October, and December, at eleven o'clock in the forenoon.

Municipal officers shall provide rooms for holding court.

Section 6. The municipal officers of the towns of Skowhegan, Fairfield, Madison and Bingham shall provide suitable rooms and facilities for the holding of the sessions of said court, and all processes shall be made returnable accordingly.

Costs and fees.

Section 7. The costs and fees allowed to parties, attorneys, and witnesses shall remain as heretofore, except that the plaintiff, if he prevail, shall be allowed two dollars for his writ.

Salary of judge.

Section 8. As compensation for his services in that capacity the judge of said court shall receive an annual salary of fourteen hundred dollars, payable in quarterly installments from the treasury of the county of Somerset, on the first days of January, April, July and October; and all fees received by him in said capacity shall be by him turned over to the county of Somerset. He shall account quarterly under oath to the county treasurer for all fees received by him, specifying the items, and shall pay the same to said treasurer quarterly, on the first days of January, April, July and October; and he shall annually, and as much oftener as required by the county commissioners of said county produce before said commissioners the dockets, records and accounts of said court, and be inquired of by them as fully as they deem necessary with reference to all his official acts. The fees to be demanded and received by said judge shall remain as heretofore, except that the fee for each blank writ, signed and sealed, shall be four cents, including the summons for same.

—fees to be paid to county.

—shall produce dockets, records, etc., for county commissioners.

County shall provide seal and all necessary supplies.

Section 9. All dockets, record-books, blanks, and the seal of said court, and such stationery and supplies as are reasonably necessary for the proper administration of said court, shall be provided by the county of Somerset, and all bills therefor shall be audited by the county commissioners of said county.

Certain acts repealed.

Section 10. Chapter three hundred sixty-five of the private and special laws of nineteen hundred and one, and chapter four hundred thirty-seven of the private and special laws of nineteen hundred and seven are hereby repealed.

Inconsistent acts repealed.

Section 11. All acts and parts of acts inconsistent with the provisions hereof are hereby repealed; but the provisions of chapter four hundred eighty-five of the private and special laws of nineteen hundred and one, establishing the municipal court of Skowhegan, shall continue in force and apply to the court under its new name, except as they may be modified or altered hereby.