

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

STATE OF MAINE

ENACTED BY THE

Seventy-Seventh Legislature

1915

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PUBLIC LAWS
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STATE OF MAINE

As Passed by the Seventy-Seventh Legislature

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keg or other vessel or such can of a capacity of not less than five gallons, so used, bought, sold, filled, trafficked in or disposed of, or by both such imprisonment and fine in the discretion of the magistrate hearing the complaint; and the said magistrate on finding such person or persons guilty, shall impose the punishment herein prescribed and shall award possession of the property taken to the owner thereof.'

CHAP. 99

—award to owner.

Section 2. Section fourteen of chapter forty of the Revised Statutes is hereby repealed.

Sec. 14, repealed.

Section 3. Section thirty-nine of chapter forty is hereby amended by inserting after the word "vessels" in the fifth line of said section the words 'or any of his or said corporation's cans of a capacity of not less than five gallons, used in the sale of kerosene, refined petroleum, gasoline or other burning or illuminating oils or fluids,' so that said section as amended shall read as follows:

Ch. 40, Sec. 39, R. S., amended.

'Section 39. Whenever any person in his own behalf or in behalf of any corporation shall make complaint on oath to any magistrate or court, authorized to issue warrants in criminal cases, that he has reason to believe and does believe that any of his or said corporation's syphons, boxes, cans, bottles, kegs or other vessels, or any of his or said corporation's cans of a capacity of not less than five gallons, used in the sale of kerosene, refined petroleum, gasoline or other burning or illuminating oils or fluids, a description of the names, marks or devices whereon has been so filed and published as aforesaid, are being unlawfully used, filled, bought, sold, disposed of or trafficked in, or unlawfully had by any person or corporation, manufacturing or selling said beverages, oils, fluids or liquids, or by any junk dealer or dealer in second-hand articles, or by any vendor of such syphons, boxes, cans, bottles, kegs or other vessels, or cans of a capacity of not less than five gallons used for the purposes aforesaid, the said magistrate shall thereupon issue a search warrant to search therefor.'

Search warrant may be issued to recover property.

Approved March 15, 1915.

Chapter 99.

An Act to Amend Section One of Chapter Forty-four of the Revised Statutes, as Amended by Section Three of Chapter One Hundred Sixteen of the Public Laws of Nineteen Hundred Thirteen, Relating to Local Sealers of Weights and Measures.

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

Section one of chapter forty-four of the Revised Statutes, as amended by section three of chapter one hundred sixteen of the public laws of nineteen hundred thirteen, is hereby

Ch. 44, Sec. 1, R. S., as amended, further amended.

CHAP. 100 further amended by inserting after the word "annually" in the second line of said section as amended the words 'in the month of April,' and by inserting after the first sentence of said section as so amended the following sentence: 'Within ten days after each such appointment the clerk of each city or town shall communicate the name of the person so appointed to the State Sealer of Weights and Measures, and for the neglect of this duty shall forfeit ten dollars to be recovered as in the following section,' so that said section as herein amended shall read as follows:

—additional.

Annual appointment of sealers of weights and measures.

—penalty for neglect of duty.

—duty of clerk.

—penalty for failure to perform duty.

—may be sealer for several towns.

'Section I. The municipal officers of each town shall annually in the month of April appoint a sealer of weights and measures, not necessarily a resident therein, removable at pleasure, and may fill vacancies; for each month that said municipal officers neglect this duty they severally shall forfeit ten dollars to be recovered as in the following section. Within ten days after each such appointment the clerk of each city or town shall communicate the name of the person so appointed to the State Sealer of Weights and Measures, and for the neglect of this duty shall forfeit ten dollars to be recovered as in the following section. Such sealer of weights and measures in any town may be sealer for several adjoining towns if such is the pleasure of the municipal officers therein, provided such action receives the approval of the State Sealer of Weights and Measures.'

Approved March 15, 1915.

Chapter 100.

An Act to Amend Section Fifty-five of Chapter Seventy-nine of the Revised Statutes, Relating to the Fixing of the Time within Which Exceptions and Motions for New Trials May Be Filed in Civil and Criminal Cases.

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

Ch. 79, Sec. 55, R. S., amended.

Section fifty-five of chapter seventy-nine of the Revised Statutes is hereby amended by inserting after the words "justice" in the fifth line thereof the following words 'provided, however, that in all cases, such exceptions shall be presented within thirty days after the verdict is rendered or the opinion, direction or judgment is announced, in the case in which such verdict, opinion, direction or judgment is made;' also by inserting after the words "Superior courts" in the thirteenth line thereof the following words 'unless said Superior courts shall otherwise provide by rule;' also by adding at the end of said