

MAINE STATE LEGISLATURE

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Acts and Resolves

As Passed by the

Seventy-Eighth Legislature

OF THE

STATE OF MAINE

1917

Including Acts and Resolves of the Special Session of the
Seventy-Seventh Legislature held in 1916.

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Seventy-Eighth Legislature

1917

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amount can be correctly ascertained, the amount by which the actual income of the state for the preceding year exceeds the current expenses of said year; provided, however, that unexpended balances existing on December thirty-first, excepting those continued by law, or such as relate to the issue and payment of state bonds, temporary loans or special funds in the state treasury, may, in the discretion of the governor and council, be credited to said state contingent fund on that date.'

Sec. 2. R. S., c. 2, § 87, relating to drafts upon contingent fund, amended. Section eighty-seven of chapter two of the revised statutes is hereby amended by inserting after the word "authorize" in the eighth line thereof the words, 'and so much of said fund as may be necessary for said purposes is hereby appropriated to pay such bills and expenses;' so that said section as amended shall read as follows:

'Sec. 87. Appropriation from contingent fund provided. Warrants may be drawn upon, charged to, and paid out of said fund, to pay outstanding bills or accounts that were properly chargeable to the several appropriations previous to the first day of January of each year; to pay outstanding bills necessarily contracted by state departments or state institutions for which the legislature failed to make sufficient provision, and to pay such other expenses as may be necessarily incurred under any requirement of law or for the maintenance of government, and which the governor, with the advice and consent of the council, shall authorize, and so much of said fund as may be necessary for said purposes is hereby appropriated to pay such bills and expenses; provided, however, that no payment shall be made from this fund, except as above provided, unless some emergency shall arise requiring an expenditure of money not provided for by the legislature.'

Approved April 7, 1917.

Chapter 227.

An Act to Amend Section Fifty-one of Chapter Eighty-two of the Revised Statutes Relating to Trial Terms of the Supreme Judicial Court of Hancock County.

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

R. S., c. 82, § 51, relating to trial courts, amended. Section fifty-one of chapter eighty-two of the revised statutes is hereby amended by striking out the words "second Tuesdays of April and October" in the twenty-fourth line of said section, and substituting therefor the words, 'fourth Tuesday of April and second Tuesday of October,' so that said section as amended shall read as follows:

'Sec. 51. Date in Hancock county changed. For the trial of civil actions and of persons accused of offenses, and for the transactions of all other business, except cases named in section forty-six, the court shall be held annually by one justice, at the following places and times; and the justices shall so hold said terms, under the direction of the chief justice, that their services shall be divided to each county as equally as may be.

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In the county of Androscoggin at Auburn, on the third Tuesdays of January, April and September ;

Aroostook, at Houlton, on the third Tuesdays of April and November, for civil and criminal business, and at Caribou on the first Tuesdays of February and September, for civil business only ; at each term of which the court shall place upon the trial list and hear only such civil actions pending in said court as may be more conveniently tried at that term, except that by agreement of attorneys interested other cases may be placed upon such trial list ;

Cumberland, at Portland, on the second Tuesdays of January, April and October, for civil business ;

Franklin at Farmington, on the first Tuesday of February, third Tuesday of May, and the second Tuesday of September ; the May term shall be held without a grand jury and with but one traverse jury, unless a justice of said court shall otherwise specially order, in which case the clerk shall send venires for the requisite number of traverse jurors, and shall summon the grand jury of the preceding term, as the terms of said order may require. All recognizances from municipal courts and trial justices in which parties are held to await the action of the grand jury, made returnable to said May term, shall, when no grand jury is in attendance, be continued to and have day in the next term of the court held in said county ;

Hancock, at Ellsworth, on the fourth Tuesday of April and second Tuesday of October ;

Kennebec, at Augusta, on the first Tuesday of March, and the second Tuesday of October, for civil business ;

Knox, at Rockland, on the second Tuesday of January, first Tuesday of April, and the second Tuesday of September ;

Lincoln, at Wiscasset, on the fourth Tuesdays of April and October ;

Oxford, at Paris, on the second Tuesdays of March and October, and at Rumford Falls, in the town of Rumford, on the second Tuesday of May. The May term shall be held without a grand jury unless specially ordered by any judge of said court. All recognizances and other criminal processes made returnable to and to have day in said May term, when no criminal business is transacted, shall be continued to and have day in the next term of said court held in said county ;

Penobscot, at Bangor, on the first Tuesdays of January, April and October, for civil business, and on the first Tuesdays of February and September, for criminal business ;

Piscataquis, at Dover, on the second Tuesdays of March and September ;

Sagadahoc, at Bath, on the fourth Tuesday of January, and the second Tuesdays of May and October ;

Somerset, at Skowhegan, on the fourth Tuesday of January, first Tuesday of April, and the third Tuesday of September ;

Waldo, at Belfast, on the first Tuesday of January, and the third Tuesday of April and the fourth Tuesday of September ;

Washington, at Machias, on the first Tuesday of January and the second Tuesday of October, and at Calais on the first Tuesday of May ;

York, at Saco, on the first Tuesday of January, and at Alfred on the first Tuesday of May and the third Tuesday of September.'