

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eightieth Legislature

OF THE

STATE OF MAINE

1921

Including Acts and Resolves of the Special Session held in 1920.

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eightieth Legislature

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by striking out the word "judge" in the first and third lines thereof and inserting in place thereof the word 'justice'; also by adding after the word "same" in the fourth line thereof the following: 'or whenever it is deemed advantageous or expedient, any justice of a superior court may by mutual agreement hold the court of any other justice for an entire term or any part thereof'; also by striking out the word "either" in the fifth and seventh lines and inserting in the place thereof the word 'any'; so that said section, as amended, shall read as follows:

'Sec. 98. Term "judge", used in connection with superior court, changed to justice; justice of one superior court may hold court of another justice, by mutual agreement for entire term or any part. Whenever a justice of a superior court, by reason of illness, death or other cause, is prevented from holding his court, any other justice of a superior court or any justice of the supreme judicial court by order of the chief justice, shall hold the same; or whenever it is deemed advantageous or expedient, any justice of a superior court may by mutual agreement hold the court of any other justice for an entire term or any part thereof. And during a vacancy in the office of justice of any of the superior courts, all writs issued from the office of the clerk thereof, shall bear teste of any one of the justices of the supreme judicial court. Whenever the justice of any of the superior courts is disqualified by interest, relationship or other lawful cause from trying any cause pending in his said court, said case shall thereupon be transferred to the docket of the supreme judicial court for the county, and be disposed of in said court according to law.'

Approved March 21, 1921.

Chapter 40.

An Act to Amend Section Twenty-three of Chapter Seventy-eight of the Revised Statutes, Relating to Acknowledgment of Deeds.

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

Sec. 1. R. S., c. 78, § 23; 1919, c. 14 and c. 240; relating to acknowledgment of deeds, which was repealed by 1919, c. 240; re-enacted in an amended form. Section twenty-three of chapter seventy-eight of the revised statutes, as amended by chapter fourteen of the public laws of nineteen hundred nineteen, and as further amended or affected by chapter two hundred forty of the public laws of nineteen hundred nineteen passed at the special session held November fourth to November eighth, nineteen hundred nineteen, supplementary to the public laws of the regular session, is hereby further amended and re-enacted so as to read as follows:

'Sec. 23. Re-enacted in same form as it was previous to the amendment of 1919, c. 14. Deeds shall be acknowledged by the grantors,

or one of them, or by their attorney executing the same, before a justice of the peace, or notary public having a seal, or women otherwise eligible under the constitution and appointed for the purpose by the governor with the advice and consent of the council, in the state; or any clerk of a court of record having a seal, notary public, justice of the peace, or commissioner appointed by the governor of this state for the purpose, within the United States; or before a minister or consul of the United States or notary public in any foreign country. The seal of such court or the official seal of such notary, if he have one, shall be affixed to the certificate of acknowledgment, but if such acknowledgment is taken outside the State of Maine before a justice of the peace, or notary public not having a seal, a certificate under seal from the secretary of state, or clerk of a court of record in the county where the officer resides or took the acknowledgment, authenticating the authority of the officer taking such acknowledgment, and the genuineness of his signature, must be annexed thereto.'

Sec. 2. Acknowledgment of deeds taken in conformity with this section confirmed. All acknowledgments of deeds, either within or without the state, taken in accordance with the provisions of this section, since said chapter fourteen of the public laws of nineteen hundred nineteen took effect, are hereby confirmed and made valid.

Approved March 21, 1921.

Chapter 41.

An Act to Amend Paragraph V of Section Thirty-eight of Chapter Sixteen of the Revised Statutes, Relating to the Duties of Superintending School Committees.

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

R. S., c. 16, § 38, par. V; relating to the duties of superintending school committee, amended. Paragraph V of section thirty-eight of chapter sixteen of the revised statutes is hereby amended by adding thereto the following words: 'unless a parent or guardian of such person shall present a signed statement that such parent or guardian is opposed to vaccination, in which event such person may only be excluded in the event of an epidemic of small-pox,' so that said paragraph, as amended, shall read as follows:

'V. In case parent or guardian objects to vaccination pupil shall not be excluded only in case of epidemic of small-pox. Exclude, if they deem it expedient, any person not vaccinated, although otherwise entitled to admission, unless a parent or guardian of such person