

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-first Legislature

OF THE

STATE OF MAINE

1923

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-First Legislature

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president of the United States, the first day of January, the twenty-second day of February, the nineteenth day of April, the thirtieth day of May, the fourth day of July, the first Monday of September, Armistice Day, November eleventh, and the twenty-fifth day of December are hereby declared to be bank holidays.'

Sec. 3. R. S., c. 82, sec. 52; relating to legal holidays, amended. Section fifty-two of chapter eighty-two of the revised statutes is hereby amended by adding after the words "the day of the state election," in the fourth line thereof, the words 'Armistice Day, November eleventh,' so that said section, as amended, shall read as follows:

'Sec. 52. Armistice day, November 11, a legal holiday. No court shall be held on Sunday, or any day designated for the annual thanksgiving, or for the choice of presidential electors, the nineteenth day of April, the thirtieth day of May, the fourth day of July, the first Monday of September, the day of the state election, Armistice Day, November eleventh, or on Christmas day; and when the time fixed for a term of said court falls on either of said days, it shall stand adjourned until the next day; which shall be deemed the first day of the term for all purposes.'

Sec. 4. R. S., c. 86, sec. 82; relating to exemption from arrest on certain days, amended. Section eighty-two of chapter eighty-six of the revised statutes is hereby amended by adding after the words "the first Monday of September;" in the fourth line thereof, the words 'Armistice Day, November eleventh,' so that said section, as amended, shall read as follows:

'Sec. 82. Persons not subject to arrest on Armistice day, November 11, in certain cases. No person shall be arrested in a civil action, on mesne process, or execution, or on a warrant for taxes, on the day of annual thanksgiving, the nineteenth day of April, the thirtieth day of May, the fourth day of July, the first Monday of September, Armistice Day, November eleventh, or Christmas; and on the day of any military training, inspection, review or election, no officer or soldier required by law to attend the same, shall be arrested on any such processes.'

Approved March 16, 1923.

Chapter 51.

An Act to Amend Section Forty of Chapter One Hundred and Twenty-seven of the Revised Statutes, as Amended by Chapter One Hundred and Eight of the Public Laws of Nineteen Hundred and Nineteen, Relating to Prosecutions for Violation of the Intoxicating Liquor Laws.

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

R. S., c. 127, sec. 40; 1919, c. 108, relating to prosecutions for violation of laws relating to manufacture and sale of intoxicating liquors, amended. Section forty of chapter one hundred and twenty-seven of the revised

statutes, as amended by chapter one hundred and eight of the public laws of nineteen hundred and nineteen, is hereby amended by adding thereto the following words: 'and in no case shall the penal sum of the recognizance be reduced after being fixed by the court,' so that said section, as amended, shall read as follows:

'Sec. 40. Bail not to be reduced. Prosecutions for manufacturing liquors in violation of law, for keeping drinking-houses and tippling-shops, and for being common sellers of intoxicating liquors, shall be by indictment; but in all other prosecutions under this chapter, except when otherwise expressly provided, judges of municipal and police courts and trial justices have by complaint, jurisdiction, original and concurrent with the supreme judicial and superior courts. All prosecutions in the supreme judicial and superior courts shall be by indictment. Said magistrates, in cases not within their jurisdiction, may examine and hold to bail. And in appeals from any judgment or sentence before such magistrate, the penal sum in every recognizance shall be not less than five hundred dollars. No recognizance before such magistrate, shall be in a sum less than five hundred dollars; nor in the supreme judicial or superior court in less than five hundred dollars. And in no case shall the penal sum of the recognizance be reduced after being fixed by the court.'

Approved March 16, 1923.

Chapter 52.

An Act to Amend Section Forty-five of Chapter One Hundred and Seventeen of the Revised Statutes, as Amended by Chapter Two Hundred and Fourteen of the Public Laws of Nineteen Hundred and Nineteen and Chapter Two Hundred and Nineteen of the Public Laws of Nineteen Hundred and Twenty-one, Relating to Clerk Hire in Office of Register of Probate in Washington County.

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

R. S., c. 117, sec. 45; 1919, c. 214; 1921, c. 219; relating to clerk hire in county offices, amended. Section forty-five of chapter one hundred and seventeen of the revised statutes, as amended by chapter two hundred and fourteen of the public laws of nineteen hundred and nineteen, and as further amended by chapter two hundred and nineteen of the public laws of nineteen hundred and twenty-one, is hereby amended, by striking out the words "after January first, nineteen hundred and twenty-three, four hundred dollars" in the third and fourth lines of that part of said section relating to Washington county, and inserting in place thereof, 'from and after January first, nineteen hundred and twenty-three,' so that said part of said section, as amended, shall read as follows:

'Washington County; increase in office of register of probate. For clerks in the office of register of deeds, seven hundred and eighty dollars; for