

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

AS PASSED BY THE

Eighty - Third Legislature

OF THE

STATE OF MAINE

1927

Published by the Secretary of State, in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, and March 16, 1842.

KENNEBEC JOURNAL PRINT SHOP
AUGUSTA, MAINE

1927

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-third Legislature

1927

[supplied from page 1 of volume]

CHAP. 229

of whom a deer, or a bull moose, or part thereof, has been purchased and the date of each purchase, during the time covered by his license; and whoever fails to make such report shall pay a fine of one hundred dollars and costs for each offense.'

Approved April 16, 1927.

Chapter 229.

An Act Relating to the Trial and Law Terms of the Supreme Judicial Court and to Amend Section Ninety-eight of Chapter Eighty-two of the Revised Statutes Relating to the Exchange of Justices of the Superior Court.

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

Sec. 1. R. S., c. 82, sec. 51; relating to trial terms of the supreme judicial court, amended. Section fifty-one of chapter eighty-two of the revised statutes is hereby amended so as to read as follows:

'Sec. 51. Aroostook, Hancock, Kennebec, Lincoln, Piscataquis, Sagadahoc, Somerset, Waldo, Washington and York terms, changed. For the trial of civil actions and persons accused of offenses and for the transaction of all business, except cases named in section forty-six, the trial terms of the supreme judicial 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.

Androscoggin: At Auburn on the third Tuesday of January, third Tuesday of April, and the third Tuesday of September.

Aroostook: At Houlton on the third Tuesday of April and the second Tuesday of November for civil and criminal business, and at Caribou on the first Tuesday of February and September for civil business only.

Cumberland: At Portland on the second Tuesday 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 second Tuesday of May and second Tuesday of October.

Kennebec: At Augusta on the fourth Tuesday of March and 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 first Tuesday of May and fourth Tuesday of October.

Oxford: At Paris, on the second Tuesdays of February and October, and at Rumford Falls, in the town of Rumford, on the second Tuesday of May.

Penobscot: At Bangor on the first Tuesday of April and October for civil business only.

Piscataquis: At Dover on the third 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 second Tuesday of January, first Tuesday of April, and second Tuesday of September.

Waldo: At Belfast on the first Tuesday of January, third Tuesday of April, and second Tuesday of September.

Washington: At Machias, on the fourth 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.'

Sec. 2. R. S., c. 82, sec. 43; relating to sessions of the law court, amended. Section forty-three of chapter eighty-two is hereby amended so as to read as follows:

Augusta and Portland sessions changed. 'For the purposes of the law court, the state shall constitute one district. The sessions of the court as a law court shall be holden at Augusta on the first Tuesday of December; at Portland on the first Tuesday of March; at Bangor on the first Tuesday of June; and at Portland on the fourth Tuesday of June in each year. Meetings of the justices shall also be held at such other times and

CHAP. 229

places as the chief justice shall appoint for the consideration and determination of all cases and questions before submitted and undetermined. Such meetings shall be held at least twice in each year.'

Sec. 3. R. S., c. 82, sec. 98; P. L., 1923, c. 153; relating to exchange of justices of superior courts, amended. Section ninety-eight of chapter eighty-two of the revised statutes, as amended by chapter one hundred fifty-four of the public laws of nineteen hundred and twenty-three, is hereby amended by striking out said section and inserting in place thereof the following:

'Sec. 98. Chief justice of supreme judicial court may assign another justice of superior court to hold term out of his county. Whenever a justice of a superior court, by reason of illness, death or other cause, is prevented from holding his court, or when in the opinion of the chief justice of the supreme judicial court it is necessary to expedite the business in said superior court, any other justice of a superior court or any justice of the supreme judicial court or any active retired justice of the superior court or of the supreme judicial court by order of the chief justice, shall hold the superior court in such county or assist the resident justice of such county by holding a session of such court separate from the one presided over by such resident justice during the same term, and whenever it is deemed advantageous or expedient, the chief justice may assign any justice of either of the superior courts or any active retired justice of either of said courts to hold the court of any other justice for an entire term or any part thereof or hold a session of the same term in conjunction with the justice of said court. 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. Whenever a justice of a superior court holds court in any county other than his own, he shall be reimbursed by the state for his expenses actually and reasonably incurred in holding such court upon presentation to the state auditor of a detailed statement of such expenses. Any justice holding court under the provisions of this act may appoint a special stenographer whenever he deems it necessary to report the proceedings thereof, who shall be an officer of the court and be sworn to a faithful discharge of his duty, and shall perform all the

duties prescribed by section one hundred and sixty-seven of chapter eighty-seven of the revised statutes and acts amendatory thereof and additional thereto. Such stenographer shall receive for such services from the county in which such court is held such amount as is approved by such justice, and shall also receive his expenses from said county in which such court is held, upon presentation to the county of a detailed statement of such expenses actually and reasonably incurred, approved by such justice.'

Sec. 4. Chief justice of supreme judicial court may call a conference of the superior court justices. The chief justice of the supreme judicial court may once each year call together the several justices of the superior courts at such place as he may appoint for conference as to the conduct and dispatch of judicial business in their several courts and interchange of views in matters of practice in said courts. The several judges of said court shall be entitled to their actual cash disbursements for expenses incurred in attending such conference.

Sec. 5. Effective date as to terms of supreme judicial court. The provisions of sections one and two of this act shall be effective only as to terms of the supreme judicial court held after September one, nineteen hundred twenty-eight and all processes shall be made returnable accordingly.

Approved April 16, 1927.

Chapter 230.

An Act to Increase the Salary of the Register of Deeds, Oxford County, Western District.

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

R. S., c. 117, sec. 43; as amended; relating to salaries of registers of deeds, further amended. Section forty-three of chapter one hundred and seventeen, as amended, is hereby further amended by striking out after the words "western registry" in the fifteenth line thereof the word "six" and inserting in place thereof the word 'ten,' so that said section, so far as it relates to the annual salary of the register of deeds of the western registry of Oxford county, shall read as follows:

Oxford county, western district increased. 'Western registry, ten hundred dollars.'

Approved April 16, 1927.