

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-fifth Legislature

OF THE

STATE OF MAINE

1931

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PUBLIC LAWS
OF THE
STATE OF MAINE

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ings of a jury thereon shall have the same force and effect as similar findings in probate appeals.'

So that said section as amended shall read as follows:

'Sec. 8. When libel for divorce may be submitted to jury. Whenever, in a hearing on a libel for divorce, any question of fact arises which may properly be submitted to a jury, issues may be framed for that purpose, under the direction of the presiding justice, and the findings of a jury thereon shall have the same force and effect as similar findings in probate appeals. All libels for divorce shall be in order for hearing at the first or return term, provided service of said libel has been made in accordance with this chapter not less than sixty days before said return term.'

Approved February 19, 1931.

Chapter 5.

AN ACT Relating to Residence of Libelee in Divorce Proceedings.

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

R. S., c. 73, sec. 4, relating to libelee's residence to be named in libel, when known; amended. Section four of chapter seventy-three of the revised statutes is hereby amended by adding after the word "order" in the fourth line of said section the following words: 'When a libel is inserted in a writ of attachment, as provided in the preceding section, the residence of the libelee shall be regarded as named in the libel if such residence is named in the writ, and for this purpose the libel and the writ together shall be regarded as constituting the libel', so that said section as amended shall read as follows:

'Sec. 4. Residence of libelee if named in writ. When the residence of the libelee can be ascertained, it shall be named in the libel and actual notice shall be obtained; if the libelee is out of the state, notice shall be given in such manner and by such means as the court may order. When a libel is inserted in a writ of attachment, as provided in the preceding section, the residence of the libelee shall be regarded as named in the libel if such residence is named in the writ, and for this purpose the libel and the writ together shall be regarded as constituting the libel. When the residence of the libelee is not known to the libelant, and cannot be ascertained by reasonable diligence, the libelant shall so allege under oath in the libel. Where notice by publication is ordered upon any libel which sets out adultery as a ground for divorce the name of any alleged paramour of the libelee, if set out in the libel, shall be omitted from the published

notice and a copy of such libel wherein are inserted, in place of such names, the words, "(a certain man named in the libel)" or "(a certain woman named in the libel)," as the case may be, shall, if otherwise correct, be considered and held to be for all purposes a true copy of such libel.'

Approved February 19, 1931.

Chapter 6.

AN ACT Relating to Terms of the County Commissioners' Court for the County of Washington.

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

R. S., c. 92, sec. 5; relating to regular sessions of county commissioners' courts; amended. Section five of chapter ninety-two of the revised statutes is hereby amended by striking out the words "at Machias, on the first Tuesday of January and second Tuesday of October, and at Calais, on the first Tuesday of May," after the word "Washington" in the twenty-third and twenty-fourth lines of said section and inserting in place thereof the words: 'at Machias, on the first Tuesday of February and second Tuesday of October, and at Calais, on the first Tuesday of June', so that said lines as amended shall read as follows:

Change in Washington county. 'Washington, at Machias, on the first Tuesday of February and second Tuesday of October, and at Calais, on the first Tuesday of June.'

Approved February 19, 1931.

Chapter 7.

AN ACT Relative to County Buildings.

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

R. S., c. 92, sec. 11; relating to duties as to court houses, jails and rooms for records and papers of county officers; amended. Section eleven of chapter ninety-two of the revised statutes is hereby amended by inserting after the word "buildings" in the eighth line the sentence 'They may also in any town in which a nisi prius term of the superior court is held contribute such amount as in their judgment seems proper to the repair and upkeep of any room used for the holding of such term of court' so that said section as amended shall read as follows:

'Sec. 11. County commissioners may contribute to repair and upkeep. They shall, in the shire town of their county, provide and keep in repair,