

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Eighty-sixth and Eighty-seventh
Legislatures

OF THE

STATE OF MAINE

From April 1, 1933, to April 6, 1935

AND MISCELLANEOUS STATE PAPERS

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-Seventh Legislature

1935

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CHAP. 71

or judge of any municipal court, which said trial justice or judge shall have power to issue a warrant against the owner of said dog, ordering him to appear before him and show cause why said dog should not be killed; and upon hearing the evidence in said case said court may order said dog killed by any officer. The costs of prosecution shall be paid by the owner or keeper of said dog. Any person may lawfully kill a dog which suddenly assaults him or another person.'

Approved March 22, 1935.

Chapter 71.

AN ACT Relating to Offenses Against Habitations and Other Buildings.

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

R. S., c. 130, §§ 1, 2, 3, 4, amended. Sections 1, 2, 3, and 4 of chapter 130 of the revised statutes are hereby amended to read as follows:

'Sec. 1. **Burning of dwelling-houses; offense may constitute murder; penalties.** Whoever wilfully and maliciously sets fire to or causes fire to be set to the dwelling-house or any building, occupied in part for dwelling or lodging-house purposes and belonging wholly or in part to himself, his wife or to another, or to any building adjoining thereto owned wholly or in part by himself, his wife or another, with intent to burn such dwelling-house or building, shall be punished by imprisonment for not less than 1 year, nor more than 20 years. Whoever wilfully and maliciously sets fire to or causes fire to be set to a dwelling-house or any building owned by himself, and thereby endangers a dwelling-house or other property of his wife or of another shall be punished by imprisonment for not less than 1 year, nor more than 20 years. Should the life of any person be lost in consequence of any such burning such offender shall be deemed guilty of murder, and punished accordingly.'

'Sec. 2. **Burning of public and private buildings; penalty.** Whoever wilfully and maliciously sets fire to any meeting-house, court-house, jail, town house, college, academy, or other building erected for public use, or to any store, shop, office, barn, or stable of his wife or another within the curtilage of a dwelling-house, so that such dwelling-house is thereby endangered, and such public or other building is thereby burned in the night time, shall be punished by imprisonment for any term of years; but if such offense is committed in the day time, or without the curtilage of, and without endangering a dwelling-house, by imprisonment for not less than 1 year, nor more than 10 years.'

'Sec. 3. **Burning of other buildings, vessels, bridges, etc.; penalty.**

Whoever wilfully and maliciously burns any building of his wife or of another not mentioned in the preceding section, or any vessel, bridge, lock, dam, or flume of his wife or of another, shall be punished by imprisonment for not less than 1 year, nor more than 10 years.'

'Sec. 4. Burning of produce, trees, etc.; penalty. Whoever wilfully and maliciously burns any corn, grain, hay, vegetables, or other produce, or any soil, trees, underwood, or other property of his wife or of another, shall be punished by imprisonment for not less than 1 year, nor more than 3 years.'

Approved March 22, 1935.

Chapter 72.

AN ACT to Authorize the Acceptance of a Surety Company Bond in Lieu of Bail Bonds or Other Sureties.

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

Surety bonds authorized in civil and criminal cases. In any civil or criminal action or mesne process or other process where a bail bond, recognizance or personal sureties, or other obligation is required, or whenever any person is arrested and is required or permitted to recognize with sureties for his appearance in court, the court official or other authority authorized by law to accept and approve the same, shall accept and approve in lieu thereof, when offered, a good and sufficient surety bond duly executed by a surety company authorized to do business in this state.

Approved March 22, 1935.

Chapter 73.

AN ACT Relating to Deputy Clerk of Courts in Penobscot County.

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

R. S., c. 125, § 41, amended. Section 41 of chapter 125 of the revised statutes is hereby amended so that the 14th line thereof relative to Penobscot county shall read as follows:

'Penobscot, \$2500; deputy clerk of courts, \$1200.'

Approved March 22, 1935.