

MAINE STATE LEGISLATURE

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REPORT
OF
THE COMMISSIONER
ON THE
REVISION AND CONSOLIDATION
OF THE
PUBLIC LAWS
OF THE
STATE OF MAINE
UNDER
Resolve of April 4, 1913

LEWISTON
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1914

TITLE TEN.

Salaries and Compensations.

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- CHAP. 116. Duties payable by public officers and attorneys.
117. Salaries of public officers and pay of members of the government.
118. Regulation of fees and costs.
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CHAPTER 116.

DUTIES PAYABLE BY PUBLIC OFFICERS AND ATTORNEYS.

SEC. 1. No person appointed to the office of justice of the peace, trial justice, notary public, coroner, inspector of fish, assayer of ores and metals, commissioner to take depositions and disclosures, disclosure commissioner, commissioner appointed under chapter one hundred and thirteen, and no woman appointed to administer oaths and take acknowledgments of deeds, shall enter upon the discharge of his or her official duties until he or she has paid five dollars to the treasurer of state.

Duties payable
by public
officers.
R. S., c. 115, § 1.

SEC. 2. No person shall be admitted as an attorney upon motion, without a certificate from the board of examiners of applicants for admission to the bar, until he has paid to the treasurer of the county where he is admitted, twenty dollars, and produced a receipt therefor to the court.

By attorneys.
R. S., c. 115, § 2.
See c. 12, § 10;
c. 82, § 24.

SEC. 3. Every person licensed as a private detective shall, before receiving his license, pay to the treasurer of state ten dollars.

By private
detectives.
1907, c. 9, § 1.

CHAPTER 117.

SALARIES OF PUBLIC OFFICERS, AND COMPENSATION OF MEMBERS OF THE GOVERNMENT.

Salaries
of state
officers.
R. S., c. 116, § 1.
1909, c. 154.

SEC. 1. Unless otherwise specially provided, the following officers (and employees) are entitled to receive annual salaries (from the state treasury,) payable in monthly or quarterly payments, not less frequently than on the last days of March, June, September and December, as follows:

1905, c. 56.

Governor, three thousand dollars.

See c. 80, § 43.

Justices of the supreme judicial court, each, five thousand dollars.

Justice of the superior court for the county of Cumberland, three thousand dollars.

Justice of the superior court for the county of Kennebec, two thousand five hundred dollars; he shall also receive, for the purpose of meeting his extra expenses entailed by holding said court at the city of Waterville, the sum of one hundred dollars for each and every term of said court so held at the city of Waterville.

Compensation
of justices
upon retire-
ment.
1909, c. 132.
1911, c. 198.

Any justice of the supreme judicial court or superior court who, having attained the age of seventy years and having served as such justice for at least ten consecutive years, resigns his said office or ceases to serve at the expiration of any term thereof, shall during the remainder of his life receive an amount equal to one-half of the salary which is by law payable to him at the time of such resignation or termination of service: to be paid by the state in the same manner as the salaries of justices of said court are paid. The provisions of this paragraph shall apply to present and former justices of said courts. *Provided, however,* that such justice shall within one year after attaining the age of seventy years and serving as such justice for at least ten consecutive years cease to serve as such justice. Any justice of the supreme judicial court or superior court who, having attained the age of seventy years and having served as such justice for at least ten consecutive years, continues to serve as such justice for more than one year, shall waive his right to the compensation hereinbefore mentioned and shall make no claim therefor at the close of his term of service as such justice, whether such term of service is ended by resignation or by the expiration of the term for which he is appointed.

—waiver.

1905, c. 162, § 8.

Attorney general, four thousand dollars, in full for all services and in lieu of all fees, except costs awarded under section eighty-eight of chapter eight. He shall also receive his actual cash expenses when in the performance of his official duties.

1913, c. 167.

Deputy attorney general, eighteen hundred dollars, and actual expense while in the discharge of his official duties away from the capitol; he shall receive no further fees, perquisites or emoluments. (The number and compensation of clerks employed by the attorney general shall be determined by the governor and council.)

Reporter of decisions, two thousand five hundred dollars.

1905, c. 159, § 1.

Secretary of state, two thousand five hundred dollars, in full for all official services.

Deputy secretary of state, fifteen hundred dollars, in full for all services. The number and compensation of clerks employed by the secretary of state shall be determined by the governor and council.

Librarian of state library, twelve hundred dollars, in full for all services rendered in connection with the library; one assistant librarian, twelve hundred dollars, in full for all services of every kind. The librarian shall also receive in full compensation for his services as secretary of the library commissioners and to cover the cost of clerical labor and

the necessary expenses of said office, such sum not exceeding three hundred dollars a year, as the governor and council may determine.

Treasurer of state, two thousand dollars; he shall receive no other fee, emolument or perquisite.

Adjutant general, eighteen hundred dollars; he shall receive no other fee, emolument or perquisite. The amount allowed for clerk hire in the office of the adjutant general shall be nineteen hundred dollars a year.

State auditor, two thousand five hundred dollars. He may employ in his department one permanent clerk at a salary of twelve hundred dollars a year, and such additional assistants as the governor and council may approve, and as may be necessary for the despatch of the public business.

1907, c. 147, § 2.

State superintendent of public schools, four thousand dollars. He shall also receive his actual cash expenses incurred in the performance of his official duties, which shall be paid out of a specific appropriation for that purpose. He shall employ a clerk, who may serve as his deputy, at a salary not to exceed fifteen hundred dollars a year, with necessary expenses when on official business within the state, and such other clerical assistance as the governor and council may *deem necessary* (determine).

1907, c. 171, § 1.
1909, c. 126, § 1.
1913, c. 12,
See c. 15, § 119.

Chairman of the board of railroad commissioners, twenty-five hundred dollars, and the other members of said board two thousand dollars, each; the clerk of said board, fifteen hundred dollars, and the assistant clerk, twelve hundred dollars; which shall be in full for all services to be performed by them.

State assessors, two thousand dollars, each, *payable in equal monthly instalments*, and *in addition*, actual expenses incurred in the performance of their (official) duties *to be allowed by the governor and council on properly itemized accounts*. The clerk of the board of state assessors, twelve hundred dollars.

1909, c. 22, § 1.

1905, c. 159, § 5.

Insurance commissioner, eighteen hundred dollars. The governor and council may allow such reasonable sum for postage, clerk hire, and actual expenses incurred in the proper enforcement of the laws relating to insurance, as they deem proper.

1905, c. 159, § 2.

Deputy insurance commissioner, fifteen hundred dollars.

1909, c. 213.

Bank commissioner, two thousand five hundred dollars, in full for all official services; he shall also receive actual traveling expenses *to be audited by the governor and council* and the reasonable and necessary expenses of his office, the *payment* (amount) of which shall be *made* subject to the approval of the governor and council; he shall be authorized to employ at the expense of the state, one or more clerks, as the business of the office may require, one of whom may be designated deputy bank commissioner; the amount of their compensation shall be subject to the approval of the governor and council.

1905, c. 159.
§§ 3, 4.
1907, c. 12.

Commissioner of agriculture, fifteen hundred dollars, and all sums actually paid out by him for expenses incurred as such commissioner in the performance of his duties, but not exceeding the sum of five hundred dollars. *He shall account to, and turn over to the state all fees received*. He may expend for such clerical labor as may be required, not exceeding one thousand dollars a year to be approved by the governor and council.

The attorney general, secretary of state, bank commissioner and commissioner of agriculture shall collect the legal and usual fees payable to them by virtue of their offices, and account for and pay over the same to the treasurer of state on the first days of January, April, July and October of each year.

1905, c. 159, § 4.-
c. 162, § 8.

Live stock sanitary commissioner, fifteen hundred dollars; in addition to his salary, he shall receive actual traveling expenses; he shall also be allowed (not exceeding) five hundred dollars for clerk hire.

1911, c. 195, § 1.

State highway commission, one thousand dollars each; each member shall also be reimbursed for his necessary expenses incurred when engaged on official business.

1913, c. 130, § 3.

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1909, c. 229, § 3.
1913, c. 143.

The members of the state board of arbitration and conciliation shall each receive five dollars a day, for their services, for the time actually employed, and their traveling and all other necessary expenses.

1909, c. 204.

Commissioner of sea and shore fisheries, two thousand dollars; he shall also receive actual traveling expenses.

1905, c. 84, § 2.
1909, c. 23;
c. 193, § 12.

Chairman of the commissioners of inland fisheries and game, two thousand dollars; the land agent, forest commissioner and member of the commissioners of inland fisheries and game, combining the three offices in one appointee, two thousand five hundred dollars, of which five hundred dollars shall be paid from the funds provided by sections eighty to ninety-four, both inclusive, of chapter seven, relating to the Maine forestry district; the other member of the commissioners of inland fisheries and game, one thousand dollars, in full for all official services; they shall also receive actual traveling expenses. The clerk of the commissioners of inland fisheries and game, one thousand dollars. The governor and council may allow such sum for extra clerk hire, as may be necessary, to be paid out of license fees.

See c. 7, § 92.

The chief clerk of the land agent and forest commissioner, who shall be deputy forest commissioner, one thousand five hundred dollars, of which five hundred dollars shall be paid from the funds provided by sections eighty to ninety-four, both inclusive, of chapter seven, relating to the Maine forestry district.

1911, c. 65, § 8.
See c. 48, § 9.

Commissioner of labor and industry and state factory inspector, sixteen hundred dollars; deputy state factory inspector, thirteen hundred dollars; they shall also receive actual traveling expenses. Stenographer in the office of commissioner of labor and industry and state factory inspector, six hundred dollars.

1907, c. 54, § 1.
1909, c. 197;
c. 205.

Warden of the state prison, two thousand five hundred dollars, which shall be in full for all services, including the duty of receiving and paying out money for all purposes; he shall have the use, without charge, of such part of the keeper's house and buildings of the state, appurtenant to the prison and yard, as the governor and council may direct, and fuel for his own use; deputy warden, one thousand dollars; clerk, one thousand dollars; officer of the guard, six hundred dollars; guards, five hundred dollars, each; physician, two hundred and fifty dollars; gate keeper, five hundred dollars; commissary, three hundred dollars in addition to his salary as guard; chaplain and teacher, one thousand dollars; night watchman, five hundred dollars; four hundred dollars extra, (shall be appropriated) annually, for increase in pay of night men.

Superintendent of state school for boys, one thousand dollars.

1901, c. 1.

The private secretary of the governor, twelve hundred dollars; the stenographer to the governor, one thousand dollars. They shall be appointed by and hold their offices during the pleasure of the governor.

Superintendent of public buildings, twelve hundred dollars, in full for all his services without allowance of fees or perquisites.

Stenographers appointed by the justices of the supreme judicial court, fifteen hundred dollars, each, in full for all services formerly chargeable to the counties. They shall also receive from the county in which the court is held, their expenses when in attendance upon court away from home (their places of residence), but not otherwise; a detailed statement of such expenses, actually and reasonably incurred shall be approved by the presiding justice.

—expenses.
1911, c. 126.
See c. 85, § 166.

Note. Resolve of 1872, c. 52 provided as follows: "The number of clerks to be employed by the adjutant general, secretary of state, land agent, state superintendent of common schools, state treasurer and state librarian, shall be determined by the governor and council, who shall fix their compensation."

The commissioner does not find that this resolve has been repealed; its provisions as to the secretary of state and state superintendent of public schools have been incorporated in section one, and substantially the same provision appears as to other state departments, but not as to all. The state auditor

recommends that the provision be extended to all departments. The commissioner accordingly submits the following section.

"Sec. The number and compensation of the clerks employed in all the state departments shall be fixed by the governor and council from time to time, but the expenditure for clerk hire in any department shall not exceed the amount fixed by law therefor. The secretary of state shall certify to the state auditor copies of all votes passed by the governor and council under this section."

SEC. 2. County attorneys of the several counties shall receive annual salaries from the *treasurer of state* (treasury) in quarterly payments on the first days of January, April, July and October, as follows: *For the counties of*

Compensation
of county
attorneys.
R. S., c. 116, § 2.
1905, c. 119, § 1.

Androscoggin, one thousand dollars.
Aroostook, one thousand dollars.
Cumberland, fifteen hundred dollars.
Franklin, four hundred dollars.
Hancock, seven hundred and fifty dollars.
Kennebec, one thousand dollars.
Knox, six hundred dollars.
Lincoln, four hundred dollars.
Oxford, six hundred dollars.
Penobscot, one thousand dollars.
Piscataquis, five hundred dollars.
Sagadahoc, five hundred dollars.
Somerset, seven hundred dollars.
Waldo, five hundred dollars.
Washington, eight hundred dollars.

York, one thousand dollars; and no other fees, costs or emoluments shall be allowed them unless otherwise expressly provided. The assistant county attorney for the county of Cumberland, seven hundred dollars. He shall hold his office during the term of the county attorney by whom he is appointed, subject to removal at any time by the justice of the superior court for said county.

See c. 51, § 83.

—salary
assistant
county
attorney
for Cumber-
land county.

SEC. 3. Judges of probate in the several counties shall receive annual salaries from the treasuries of the counties in quarterly payments on the first days of January, April, July and October as follows:

Compensa-
tion of judges
of probate.
R. S., c. 116, § 3.
1905, c. 165, § 1.

Androscoggin, one thousand dollars.
Aroostook, one thousand dollars.
Cumberland, two thousand five hundred dollars.
Franklin, four hundred dollars.
Hancock, eleven hundred dollars.
Kennebec, fifteen hundred dollars.
Knox, five hundred dollars.
Lincoln, four hundred dollars.
Oxford, seven hundred and fifty dollars.
Penobscot, sixteen hundred dollars.
Piscataquis, five hundred dollars.
Sagadahoc, seven hundred dollars.
Somerset, eight hundred dollars.
Waldo, seven hundred dollars.
Washington, eight hundred dollars.

York, one thousand dollars; and the fees to which they are entitled by law (except the fee provided in section fifty of chapter one hundred and forty-five,) shall be taxed and collected, and paid over by the registers of probate to the county treasurers for the use of their counties.

See c. 8, § 99.
c. 145, § 50.

Note. The commissioner recommends that the salaries of the judges of probate be paid from the state treasury, as the salaries of the judges of the supreme judicial court and superior courts are paid. Such seems to be the law in Massachusetts (P. L., c. 164, § 27) New Hampshire, (Chase's Public St. c. 286, § 16, p. 855) and Vermont (Revised Laws 1880, § 4527). In New Hampshire and Massachusetts the salaries of the registers of probate are also paid from the state treasury.

The probate courts are a part of the judicial system of the state. The election and tenure of the judges is fixed by the constitution. The jurisdiction

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of the courts is prescribed by general law and is uniform throughout the state. The jurisdiction has been much extended of late years as will appear by an examination of the note appended to § 8 of c. 66. The subjects of inheritance taxes, equity jurisdiction of testamentary trusts, the construction of wills upon petitions for orders of distribution, certain phases of domestic relations, commitments to the insane hospitals and the state school for the feeble minded are among those to which the jurisdiction of these courts has been extended. The state derives a large sum of money each year from the administration of the inheritance tax law in these courts.

The commissioner believes that it is an anomaly to treat these courts as in any sense local tribunals. Once in each generation, say in thirty years, a very large part of, practically all, the property in the state is administered in these courts. In several of the counties the business has increased to such an extent that the courts are open all the time. The state should assume the payment of the salaries of the judges and place them upon an adequate basis proportionate to the importance of the jurisdiction and the work done.

Compensation of registers of probate.
R. S., c. 116, § 4.
1905, c. 151, § 1.

SEC. 4. Registers of probate in the several counties shall receive annual salaries from the treasuries of the counties in quarterly payments on the first days of January, April, July and October, as follows:

Androscoggin, twelve hundred dollars, with two hundred dollars additional for clerk hire.

P. & S. L. 1907,
c. 428.

Aroostook, one thousand dollars, with three hundred dollars additional for clerk hire.

Cumberland, seventeen hundred dollars, with fifteen hundred dollars additional for clerk hire.

Franklin, six hundred dollars.

Hancock, one thousand dollars, with three hundred dollars additional for clerk hire.

Kennebec, twelve hundred dollars, with three hundred dollars additional for clerk hire.

Knox, ten hundred dollars.

1907, c. 11.

Lincoln, nine hundred dollars.

Oxford, one thousand dollars.

Penobscot, fifteen hundred dollars, with eight hundred dollars additional for clerk hire.

Piscataquis, six hundred dollars.

Sagadahoc, seven hundred dollars.

Somerset, one thousand dollars.

Waldo, one thousand dollars.

Washington, nine hundred dollars.

1911, c. 45.

York, thirteen hundred dollars, with six hundred dollars additional for clerk hire.

See c. 66, § 41.
c. 145, § 26.

The sums above mentioned shall be in full compensation for the performance of all duties required of registers of probate, (except fees accruing upon commitments to the insane hospitals.)

Compensation of clerks of courts.
R. S., c. 116, § 5.
1905, c. 118, § 1.

SEC. 5. The clerks of the judicial courts in the several counties shall receive annual salaries from the treasuries of the counties in quarterly payments on the first days of January, April, July and October, as follows:

P. & S. L., 1907,
c. 366.

Androscoggin, two thousand dollars, with six hundred dollars additional for clerk hire.

Aroostook, two thousand dollars, with eight hundred dollars additional for clerk hire.

1911, c. 146.

Cumberland, two thousand two hundred dollars, with twelve hundred dollars *a year* additional for clerk hire; assistant clerk of courts, fifteen hundred dollars.

Franklin, eleven hundred dollars.

Hancock, two thousand one hundred dollars, with three hundred dollars additional for clerk hire.

Kennebec, two thousand two hundred dollars, with eight hundred dollars additional for clerk hire.

Knox, thirteen hundred dollars.

Lincoln, one thousand dollars.

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1907, c. 47, § 2.

Oxford, one thousand dollars, and the extra expense reasonably incurred by him by reason of the May term of the supreme judicial court at Rumford Falls.

Penobscot, two thousand dollars, with eight hundred dollars additional for clerk hire.

Piscataquis, one thousand dollars.

Sagadahoc, sixteen hundred dollars, with two hundred dollars additional for clerk hire.

Somerset, eighteen hundred dollars, with three hundred dollars additional for clerk hire.

Waldo, twelve hundred dollars, with two hundred dollars additional for clerk hire.

Washington, fifteen hundred dollars, with three hundred dollars additional for clerk hire.

York, eighteen hundred dollars, with five hundred dollars additional for clerk hire.

The sums above mentioned shall be in full compensation for the performance of all duties required of clerks by law, including those performed by them as clerks of the supreme judicial, superior and county commissioners' courts, or by clerks pro tempore, employed by them under section six of chapter eighty-one. They shall account quarterly under oath to the county treasurers for all fees received by them or payable to them by virtue of the office, (except fees to which they are entitled under section nineteen of chapter one hundred and thirty-seven,) specifying the items, and shall pay the whole amount of the same to the treasurers of their respective counties quarterly on the first days of January, April, July and October of each year.

—full compensation for all services.

—shall account for fees.

On the first day of January of each year the clerks receiving the sums above specified for clerk hire shall make under oath to the county treasurers of their respective counties a statement specifying the amount paid by them for that purpose and to whom paid during the year next preceding, and shall pay to said treasurers any unexpended balance of such sums in their hands.

—sworn statement of amount paid for clerk hire.

SEC. 6. The sheriffs of the several counties shall receive annual salaries from the treasuries of the counties, in quarterly payments on the first day of January, April, July and October, as follows:

Salaries of sheriffs. 1905, c. 174, § 1. 1909, c. 171, § 1.

Androscoggin, two thousand five hundred dollars.

Aroostook, two thousand dollars.

Cumberland, three thousand five hundred dollars.

Franklin, one thousand dollars.

Hancock, sixteen hundred dollars.

Kennebec, two thousand eight hundred dollars.

Knox, twelve hundred dollars.

Lincoln, eight hundred dollars.

Oxford, eleven hundred dollars.

Penobscot, two thousand eight hundred dollars.

Piscataquis, one thousand dollars.

Sagadahoc, twelve hundred dollars.

Somerset, fourteen hundred dollars.

Waldo, twelve hundred dollars.

Washington, fourteen hundred dollars.

York, two thousand five hundred dollars;

together with the free rental of the house or living apartments connected with the county jail in each county, including the necessary light and fuel. Said salaries shall be in full compensation for services (in attendance) upon the supreme judicial court, and upon the superior courts in the counties of Cumberland and Kennebec, as jailer, master or keeper of the jail in each county, for receiving and committing prisoners therein, and for the service of all criminal processes and the performance of all

—salary shall be in full compensation.

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—incidental expenses.
See c. 83, § 20.

Compensation of county commissioners.
1905, c. 117, § 1.
1913, c. 194, § 1.

—salaries shall be in full for all services, expenses and travel.
—except necessary cash expenses outside of counties.

Compensation of registers of deeds.
R. S., c. 116, § 6.
1905, c. 173.

P. & S. L., 1907, c. 425.

1911, c. 137.

1911, c. 19.

1907, c. 177.

duties relating to the enforcement of all criminal laws. Such necessary incidental expenses as are just and proper, incurred in the performance of their public duties, including all necessary expenses for aid in keeping the jails, shall be allowed by the respective boards of county commissioners of said counties and paid from the county treasury; and *no sheriff shall receive from any of his deputies any of the fees earned by said deputies, or any percentage thereon.*

SEC. 7. Each county commissioner in the several counties shall receive an annual salary from the county treasury, in quarterly payments on the first days of January, April, July and October, as follows:

Androscoggin, six hundred dollars.

Aroostook, eleven hundred dollars.

Cumberland, one thousand and fifty dollars.

Franklin, three hundred and fifty dollars.

Hancock, seven hundred and fifty dollars.

Kennebec, one thousand dollars.

Knox, three hundred dollars.

Lincoln, three hundred dollars.

Oxford, five hundred dollars.

Penobscot, twelve hundred dollars.

Piscataquis, five hundred dollars.

Sagadahoc, two hundred and fifty dollars.

Somerset, six hundred and fifty dollars.

Waldo, four hundred dollars.

Washington, five hundred and fifty dollars.

York, seven hundred and fifty dollars.

Said salaries shall be in full for all services, expenses and travel, including the management of the jail workshops and the sale of their products, except actual necessary cash expenses incurred outside of their respective counties for the transaction of official business; all bills for such expenses shall be approved by the clerk of courts and the county attorney of their county; excepting also, such expenses as are provided for in section twenty-five of chapter eighty-one.

SEC. 8. Registers of deeds in the several counties shall receive annual salaries from the treasuries of the counties in quarterly payments on the first days of January, April, July and October, as follows:

Androscoggin, twelve hundred dollars, with four hundred dollars additional for clerk hire.

Aroostook, northern registry, one thousand dollars, with three hundred dollars additional for clerk hire; southern registry, fifteen hundred dollars, with eleven hundred dollars additional for clerk hire.

Cumberland, two thousand five hundred dollars, with twenty-one hundred and fifty dollars additional for clerk hire.

Franklin, one thousand dollars, with two hundred dollars additional for clerk hire.

Hancock, thirteen hundred dollars, with nine hundred dollars additional for clerk hire.

Kennebec, fifteen hundred dollars, with fifteen hundred dollars additional for clerk hire.

Knox, twelve hundred and fifty dollars, which shall be in full including clerk hire.

Lincoln, one thousand dollars, with one hundred dollars additional for clerk hire.

Oxford, eastern registry, twelve hundred dollars, with four hundred dollars additional for clerk hire; western registry, four hundred and fifty dollars.

Penobscot, seventeen hundred dollars, with one thousand dollars additional for clerk hire.

Piscataquis, eight hundred dollars, with three hundred dollars additional for clerk hire.

Sagadahoc, one thousand dollars, with two hundred and fifty dollars additional for clerk hire.

Somerset, fifteen hundred dollars, with three hundred dollars additional for clerk hire.

Waldo, one thousand dollars, with three hundred dollars additional for clerk hire.

Washington, twelve hundred dollars, with three hundred dollars additional for clerk hire.

York, fifteen hundred dollars, with fifteen hundred dollars additional for clerk hire.

1911, c. 101.

The sums above mentioned shall be in full compensation for the performance of all official duties, (except as provided in section sixteen of chapter eleven,) and in lieu of all fees. They shall account quarterly under oath to the county treasurers for all fees received by them or payable to them by virtue of the office, specifying the items, and shall pay the whole amount of the same to the treasurers of their respective counties quarterly on the first days of January, April, July and October of each year. On the first day of January of each year the registers receiving the sums above specified for clerk hire shall make under oath to the county treasurers of their respective counties a statement specifying the amounts paid by them for that purpose and to whom paid, during the year next preceding, and shall pay said treasurers any unexpended balance of said sums in their hands.

—shall account quarterly for all fees.

—shall annually make oath as to amount of clerk hire paid.

SEC. 9. The county treasurers in the several counties shall receive annual salaries from the treasuries of the counties in quarterly payments on the first days of January, April, July and October, as follows:

Salaries of county treasurers.
R. S., c. 116, § 7.
1905, c. 116.

Androscoggin, twelve hundred dollars.

Aroostook, six hundred dollars.

Cumberland, fifteen hundred dollars.

Franklin, three hundred dollars.

Hancock, four hundred and fifty dollars.

Kennebec, twelve hundred dollars.

Knox, four hundred dollars.

Lincoln, three hundred dollars.

Oxford, five hundred dollars.

Penobscot, twelve hundred dollars.

Piscataquis, four hundred dollars.

Sagadahoc, three hundred and fifty dollars.

Somerset, four hundred dollars.

Waldo, four hundred dollars.

Washington, four hundred dollars.

York, seven hundred and fifty dollars.

The above salaries shall be in full for all services and expenses, including clerk hire.

—salaries include clerk hire.

SEC. 10. The salaries of the stenographers of the superior courts, to be paid quarterly from the treasuries of their counties, are as follows:—

Cumberland, fifteen hundred dollars a year, in full for all services heretofore legally chargeable by him to the county.

Stenographers of superior courts.
R. S., c. 116, § 8.
1913, c. 219.

Kennebec, thirteen hundred dollars a year, in full for all services (heretofore) legally chargeable by him to the county.

They shall also receive from the county in which the court is held, their expenses when in attendance upon court away from *home* (their places of residence), but not otherwise; a detailed statement of such expenses actually and reasonably incurred shall be approved by the presiding justice.

Expenses
1911, c. 126.

Note. P. L., 1911, c. 126, refers in terms to stenographers of the superior courts. The commissioner doubts however, if that chapter is properly applicable to the stenographer of the superior court of Cumberland county.

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Indian agents.
R. S., c. 116, § 9.

SEC. 11. The agents of the Penobscot and Passamaquoddy tribes of Indians shall each receive two hundred dollars annually, payable in May and November, out of the funds of their respective tribes, in full for their services as agents, including commission on disbursements.

Note. The annual salaries of the agents of the Indian tribes are fixed by section eleven at two hundred dollars each; but the appropriation resolves for the sessions of 1905 to 1911, both inclusive, appropriated four hundred dollars a year for the salary of each agent, and the appropriation resolves of 1913 appropriated five hundred dollars a year for the salary of each agent.

See Resolves of 1905, c. 47, c. 54; 1907, c. 102, c. 133; 1909, c. 248, c. 249; 1911, c. 108, c. 96; 1913, c. 98, c. 176.

Fish wardens.
R. S., c. 116, § 10.
See c. 44, § 2.

SEC. 12. The pay of fish wardens shall be two dollars a day and expenses when actually employed; *the governor and council shall audit their accounts, and cause the same to be paid from the state treasury.*

COMPENSATION OF MEMBERS OF THE GOVERNMENT.

Councilors,
compensation
of, during the
session of the
legislature.
R. S., c. 110, § 11.
1905, c. 53.

—for special
sessions.
1913, c. 60, § 5.

SEC. 13. Each member of the executive council shall receive the same compensation and travel as a representative to the legislature, for services as a councilor during the session of the council commencing in January and closing immediately after the adjournment of the legislature. For services at other sessions of the council, each member thereof shall receive twenty dollars for each session, and actual expenses; for authorized services on committees when the council is not in session, and for services on the committee to examine the state prison, each councilor shall receive five dollars a day and actual expenses. The three members of the executive council acting as the advisory board in the matter of paroles shall receive for their services five dollars a day for each day employed in the work of said board, and necessary expenses.

Compensa-
tion of
senators and
representa-
tives.
1907, c. 183.
1909, c. 118.

Each member of the senate and house of representatives shall receive three hundred dollars for the regular session of the legislature, and two dollars for every ten miles' travel from his place of abode once in each session. He is entitled to mileage on the first day of the session, and one hundred dollars of his salary on the first day of each month thereafter, during the session, and the balance at the end thereof; but two dollars shall be deducted from the pay of every member for each day that he is absent from his duties, without being excused by the house to which he belongs.

President of
the senate
and speaker
of the
house of
representa-
tives.

The president of the senate and speaker of the house of representatives, shall receive four hundred and fifty dollars for each session with the same mileage as other members, and subject to the same deduction in case of each absence. Any member acting as president pro tempore of the senate, or speaker pro tempore of the house, shall receive two dollars a day extra therefor.

Compensa-
tion of
members for
extra
sessions.
—of
presiding
officers.

When an extra session is called by the governor, the members of the senate and house of representatives shall each be paid two dollars for every day's attendance, and mileage as aforesaid.

The president of the senate and speaker of the house of representatives at such extra session shall receive, in addition, two dollars for every day's attendance.

Salaries of
subordinate
officers of
the senate
and house.
1913, c. 218.

The secretary of the senate and clerk of the house of representatives eleven hundred dollars each, for their services rendered during the session of the legislature. Assistant secretary and assistant clerk six hundred dollars each for services rendered during the session of the legislature. Messengers four hundred dollars each and assistant messengers, folders and assistant folders, post-masters and door-keepers three hundred dollars each for services rendered during the session of the legislature.

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Pages to the senate and to the house of representatives one hundred and fifty dollars each for services rendered during the session of the legislature.

Pages.

Messenger to the governor and council, five hundred dollars in full for all services and travel.

Messenger to governor and council.

The salaries of all public officers and the pay of all clerks in public offices not otherwise provided for, shall be from the state treasury, in quarterly payments.

Salaries shall be payable quarterly.

The treasurer of state shall make payrolls and payments according to these provisions.

COMPENSATION OF TRUSTEES AND VISITORS OF PUBLIC INSTITUTIONS.

SEC. 14. The hospital trustees and the trustees of juvenile institutions shall each receive five dollars a day for their services, for the time actually employed, and their necessary traveling expenses.

1911, c. 197, § 5.
c. 150, § 4.

The trustees of the University of Maine shall serve without pay; but shall receive their actual traveling and other expenses incurred in the performance of their official duties.

1911, c. 194.
105 Me., 221.

The trustees of the state normal schools appointed by the governor, and the committee of visitors to the Insane Hospitals, shall each receive five dollars a day, for their services for the time actually employed, and their actual traveling expenses; *provided*, that said committee shall not receive compensation as councilors for the same days on which such official visits are made to said hospitals.

1905, c. 65.

The inspectors of prisons and jails shall each receive five dollars a day for services, while employed on official duty, and all necessary traveling expenses.

1907, c. 3.

COMPENSATION OF EXAMINING BOARDS.

SEC. 15. The members of the board of registration in medicine shall receive annual salaries of one hundred dollars each, except the secretary who shall receive three hundred dollars a year; in addition each member shall receive five cents a mile each way for necessary traveling expenses in attending the meetings of the board, but in no case shall any more be paid for traveling expenses than has been actually expended. The secretary shall be allowed extra compensation for books, stationery, postage and other necessary expenses actually incurred, and extra compensation for each day actually spent in investigation or prosecution of complaints and cases under section fourteen of chapter seventeen, shall be allowed to each member of the board actually engaged therein.

Board of
Registration
in Medicine.
1911, c. 31, § 6.
See c. 17, § 17.

SEC. 16. The members of the board of registration and examination in optometry shall each receive five dollars for each day actually engaged in the duties of his office, and actual expenses incurred in attending the meetings of the board. The secretary and treasurer shall be reimbursed for all necessary expenses incurred while discharging their duties to the board at their homes. Such expenses shall be paid from the fees and assessments received by the board and no part of the salary or other expenses of the board shall be paid out of the state treasury. The treasurer shall pay the per diem and expenses as provided herein only on the itemized and verified statement of the person entitled thereto. All moneys received over and above said per diem allowance and expenses as above provided, shall be held by the treasurer as a special fund for meeting the expenditures of said board and carrying out the provisions of sections thirty-six to fifty, both inclusive, of chapter seventeen.

Board of
Registration
in Optometry.
1909, c. 105, § 16.
See c. 17, § 47.

SEC. 17. The members of the board of examiners of undertakers and embalmers shall each receive five dollars a day and expenses during each

Board of
Examiners of

CHAP. 117.

Undertakers.
1911, c. 181, § 8.
See c. 18, § 30.

Dental Exam-
iners.* Veterin-
ary Examiners.
Board of ac-
countancy.
Examiners for
admission to
bar.
1905, c. 54.
1913, c. 53, § 12;
c. 208, § 1.
c. 144, § 6.
See c. 17, §§ 27,
52;
c. 19, § 2;
c. 82, § 28.

session of the board. The secretary shall receive the same compensation as the other members of the board and five dollars additional per day while actually employed in the performance of his duties.

SEC. 18. The members of the board of dental examiners, commissioners of pharmacy, veterinary examiners, board of accountancy, and the examiners of applicants for admission to the bar shall receive as compensation for their services five dollars a day, for the time actually spent, and their necessary expenses incurred in the discharge of their duties, to be certified by the clerks of their respective boards. The secretary of each board may also be allowed extra compensation for books, stationery and postage and other necessary expenses actually incurred. All sums of money received from applicants for examination shall be accounted for and paid quarterly to the treasurer of state and in no event shall the compensation for services and expenses exceed the amounts received by each board as fees from applicants in any one year.

Note. P. L., 1905, c. 54 made uniform the compensation of members of all examining boards, and provided a uniform method of accounting for the receipts and disbursements of each board. The commissioner recommends that the uniformity in methods of accounting be restored and suggests the following section. If adopted, the duplicated portions of the four preceding sections and of Chapters 17 and 19 may be omitted.

"SEC. 19. The secretary of each board mentioned in the four preceding sections shall be treasurer of the board of which he is a member; he shall receive all fees, charges and assessments payable to the board, and shall quarterly on the last secular days of March, June, September and December account for and pay to the treasurer of state all sums so received. All money so received by the treasurer of state from each board shall be kept by him as a separate fund for the payment of the compensation and expenses of the members, and the expenses of the board, and for executing the provisions of law relating to each board respectively, and so much thereof as may be required is hereby appropriated for said purposes. The secretary of each board shall also be reimbursed for all expenditures for books, stationery, printing and other necessary expenses actually incurred in the discharge of his duties. All bills for services and expenses of the members of each board shall be audited by the state auditor and paid from the respective funds held in the state treasury as aforesaid; but in no event shall payment for services and expenses of the members of any board exceed the amounts received by the treasurer of state from the treasurer of said board; any balance remaining to the credit of any board at the end of any year shall be carried forward to the next year; *provided, however*, that any balance at the end of any year in excess of one hundred dollars, to the credit of the board of veterinary examiners, or in excess of five hundred dollars to the credit of the board of registration and examination in optometry, shall be added to the permanent school fund."

CHAPTER 118.

THE REGULATION OF FEES AND COSTS.

SEC. 1. The fees for precepts and services, and the costs taxable in civil suits and criminal prosecutions, shall be as provided in this chapter. Fees and costs.
R. S., c. 117, § 1.

FEES OF TRIAL JUSTICES AND JUSTICES OF THE PEACE, AND OF JUDGES OF MUNICIPAL AND POLICE COURTS.

SEC. 2. The fees of trial justices and justices of the peace shall be as follows: Fees of trial justices and justices of the peace.
R. S., c. 117, § 2.

For every blank writ of attachment and summons thereon, or original summons, ten cents.

For every subpoena for one or more witnesses, ten cents.

Entry of an action, or filing a complaint in civil causes, including filing of papers, swearing of witnesses, examining, allowing and taxing the bill of costs, and entering and recording judgment, thirty cents. Each continuance in a civil action, five cents.

Trial of an issue, in a civil action, eighty cents, and when more than one day is used in the trial, two dollars for each day, after the first, actually employed. 79 Me., 166.

Copy of a record or other paper, at the rate of twelve cents a page.

Writ of execution, fifteen cents.

For a recognizance to prosecute an appeal, including principal and surety, twenty cents.

Taking a deposition, affidavit or disclosure of a trustee, in any cause not pending before himself, twenty cents; for writing the same with the caption, and for the notification to the parties and witnesses, at the rate of twelve cents a page; the justice who takes such affidavit, deposition or disclosure, shall certify the fees of himself, of the witnesses, or party disclosing, and of the officers serving the notifications.

Taking a deposition in perpetual memory of the thing, the same fees as in taking other depositions.

Administering an oath in all cases, except on a trial or examination before himself, and to qualify town and parish officers, and a certificate thereof, twenty-five cents, whether administered to one or more persons at the same time.

Taking the acknowledgment of a deed with one or more seals, if it is done at the same time, and certifying the same, twenty-five cents.

Granting a warrant of appraisal in any case, and swearing appraisers, fifty cents.

Receiving a complaint, and issuing a warrant in criminal cases, fifty cents.

Entering a complaint in a criminal prosecution, swearing witnesses, rendering and recording judgment, examining, allowing, and taxing the costs, and filing the papers, seventy-five cents.

Trial of an issue in a criminal case, eighty cents; and when more than one day is used in the trial, two dollars for each day after the first, actually employed. 1906, c. 136.

Recognizing persons charged with crimes for their appearance at the supreme judicial or superior courts, and for certifying and returning the same, with or without sureties, twenty-five cents.

Mittimus for the commitment of any person on a criminal accusation, twenty-five cents.

In a bastardy process, the fees may be charged as for like services in a criminal prosecution.

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Drawing a rule for submission to referees, and acknowledging the same, thirty-three cents.

Writ to remove a nuisance, thirty-three cents.

Calling a meeting of a corporation, fifty cents.

—examination
of debtors.

—for travel.

—limit.

For an examination of a debtor under chapter one hundred and fifteen, two dollars for each day employed in such examination, in full payment for all official services and expenses in such examination, exclusive of travel. For travel on official duty, twelve cents a mile one way; but not to be taxed for over ten miles one way, and in no case shall there be constructive travel.

In all cases where the attendance of two or more justices is required, each is entitled to the fees prescribed for all services rendered by him personally.

Fees of judge
of police or
municipal
court.
R. S., c. 117, § 3.

—judges
receiving sal-
ary, shall ac-
count under
oath for fees.

SEC. 3. Except when otherwise expressly provided by a fixed salary, the fees of the judge of any municipal or police court, in civil proceedings, shall be the same as provided by law, and criminal proceedings shall be taxed in the same manner and at the same rate as the fees of trial justices, so far as applicable. When such judge receives a stated salary for his services from the treasury of a county, he shall account under oath to the treasurer thereof for all fees accruing to him in said capacity, towards his salary, including ten cents for the blank writ in every action entered before him; and if such fees exceed the amount of his salary for such quarter, the excess shall be by him paid over to such treasurer.

FEES OF THE CLERKS OF THE JUDICIAL COURTS.

Clerks of the
courts.
R. S., c. 117, § 4.

SEC. 4. For services as clerks of the supreme judicial and superior courts:

For every blank writ of attachment with a summons, or of scire facias, or an original summons, four cents.

Blank writ of replevin with the seal, signature and blank bond, eight cents.

Entry of an action, entering up and recording the judgment whether on a verdict, demurrer, nonsuit or default, sixty cents.

Acknowledging satisfaction of a judgment on the record, eight cents.

Copies, twelve cents a page.

(Obsolete.)

In counties where clerks are not salaried officers, continuing a cause to next term, five cents.

Entering the surrender of a principal into court by his bail, and making a record thereof, fifteen cents.

Recording a petition for partition, and any order thereon, at the rate of twelve cents a page.

Recording petition and proceedings for release of attachment, and making copy and certificate, two dollars.

Making certificate of dissolution of attachment by judgment for defendant, twenty-five cents.

Entry of a rule of court upon the parties submitting a cause to referees, fifteen cents.

Proving a deed in court and certifying the same, twenty cents.

Making certificate of approval by judge, of sale of real estate and price, when husband or wife refuses to release interest and right by descent, fifty cents.

Authenticating the official signature of a magistrate, twenty-five cents
Original or other writ of execution in personal matters, and filing the same when returned, fifteen cents.

Writ of possession in real actions, twenty-five cents.

Writ of protection or habeas corpus, twenty-five cents.

Subpoena for one witness or more, or with a duces tecum, ten cents.

Each venire facias for jurymen, five cents, to be paid out of the county treasury.

In counties where clerks are not salaried officers, opening and filing a deposition, five cents. (Obsolete.)

Entering an indictment, presentment, complaint, information, or appeal from a trial justice, or municipal or police court, including the recording of the judgment of the court thereon, examining and casting the bill of costs, and filing the papers, sixty-five cents.

Criminal warrant, twenty cents.

Examining and casting the grand jurors' accounts, and order thereon, thirty cents.

Recording certificate of discharge of a soldier or seaman from the army or navy of the United States, twenty-five cents, and for a copy of such record, twenty-five cents. 1909, c. 105, § 10.
1913, c. 208, § 5.

Recording certificate of registration in optometry, or veterinary surgery, fifty cents.

For making up the record in an equity case, the court may allow a further sum, not exceeding ten cents a page in the whole, to be taxed by the clerk. See § 22; c. 80,
§§ 13, 30;
c. 94, § 39.

For each certificate, or copy of judgment or decree, in equity, twenty-five cents, which, together with the fees of the register of deeds for recording such certificate or copy, may be taxed in the costs of suit.

Writ of review, seventy-five cents.

Writ of scire facias, forty cents.

Every writ and seal, other than before mentioned, forty cents.

Each recognizance, including principal and sureties, twenty cents.

Recording judgment in every criminal cause, forty cents.

Entering a discharge of a recognizance by proclamation or otherwise, fifteen cents.

Recording appointment or discharge of deputy sheriffs, twenty-five cents, to be paid by the sheriff.

For services as clerk of the county commissioners:

For a warrant for a county tax, ten cents.

Warrant to lay out or alter a road, ten cents.

Recording the reports of highways and other matters by order of the commissioners, and copies of all records, or papers, twelve cents a page.

Entry of a petition, fifty cents.

As clerk of
county com-
missioners.

FEES OF SHERIFFS AND THEIR DEPUTIES.

SEC. 5. For the service of an original summons or scire facias, either by reading or copy, or for the service of a capias or attachment with summons on one defendant, fifty cents; if served on more than one defendant, fifty cents more for each.

Sheriffs
and their
deputies.
R. S., c. 117, § 5.
15 Me., 460.

If the sheriff, or his deputy, by written direction of the plaintiff, his agent or attorney, makes special service of any writ of attachment by attaching property, he shall receive therefor seventy-five cents, including the summons thereon; and for taking the body on a capias, fifty cents for each defendant on whom such writ is so served.

Where the officer is by law directed to leave a copy, or gives a copy of any precept upon demand, he may charge at the rate of twelve cents a page, which, in the latter case, shall be paid by the party demanding it.

If real estate is attached, the officer may charge twenty-five cents for leaving with the register of deeds an attested copy of his return and other particulars, as required by law, and instead of travel, legal postage; and the usual rate of travel from the residence of such officer to the nearest post office; and he shall pay the register ten cents, and tax the same with his own fees.

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For a bail bond and writing the same, including principal and sureties, to be paid by the person admitted to bail, and taxed for him, if he prevails, twenty cents.

For the service of a subpoena, notice to an adverse party, or other process in which there is no command to make return, twenty-five cents; if by copy, at the rate of twelve cents a page for the copy; and travel as in other cases; and service on an adverse party, by giving him an attested copy of the notice in hand, is valid.

17 Me., 433.

For levying and collecting executions in personal actions, for every dollar of the first hundred dollars, three cents; for every dollar above one hundred, and not exceeding two hundred dollars, two cents; and for every dollar above two hundred dollars, one cent.

For serving a writ of possession, one dollar and ten cents; and if on more than one piece of land, seventy-five cents for each piece of land after the first; and the fees for levying and collecting the costs shall be the same as above provided for executions in personal actions.

For serving an execution upon a judgment of court for partition of real estate, or assignment of dower, one dollar a day and four cents a mile from the officer's place of abode to the place of service. For service of a petition to the legislature, thirty cents, and twelve cents for each page of copy, with usual travel.

For causing appraisers to be sworn, and making return of levy on real estate, fifty cents.

For each appraiser of real estate, for extending execution, or assigning dower, one dollar a day, and travel at the rate of four cents a mile going out and returning home, to be paid by the officer and charged in his return.

For advertising, in a newspaper, a right in equity of redeeming mortgaged real estate, to be sold on execution, such sum as he pays the printer therefor; for writing and posting notices of the sale of such equity in the town where the land lies, and in two adjoining towns, one dollar and for making out a deed and return of the sale of such equity, one dollar.

When the estate or interest of any person, held by a possession or improvement, is seized and sold on execution, or the franchise or other property of a corporation, or the property of an individual, is sold on execution by a process similar thereto, and advertising in like manner, the officer is entitled to the same as in the sale of an equity of redemption.

The fees of the register of deeds for recording a levy upon real estate, or the deed of the officer for the sale of real estate on execution, and all sums paid by the officer for internal revenue stamps to be affixed to such deed, shall be taxed by the officer in his return; and every officer, making a levy on real estate by appraisal, shall cause the execution and his return thereon to be recorded by the register of deeds for the district where the land lies, within three months after such levy.

87 Me., 294.

For the service of a warrant, the officer is entitled to fifty cents, and fifty cents for service of a mittimus to commit a person to jail or to the house of correction, and usual travel, with reasonable expenses incurred in the conveyance of such prisoner.

For each aid, necessarily employed in criminal cases, including expenses, one dollar a day, and in that proportion for a longer or shorter time, and four cents a mile for travel in going out and returning home.

For the service of a subpoena in criminal cases, fifty cents; unless in special cases, when the court may increase the fees to what it judges reasonable.

For attending court, and keeping the prisoner in criminal cases, seventy-five cents for every twelve hours, and in that proportion for a greater or less time.

69 Me., 597.

For travel actually performed for the service of a writ, warrant, execution or other process, six cents a mile each way, from the officer's resi-

dence to the place of the service of the precept, by the usually traveled route, with all reasonable sums actually paid for boat hire, ferriage and for crossing any toll bridge, and postage for returning the process by mail to the court to which it is returnable. Only one travel shall be allowed for any one precept, and no constructive travel; but if the same is served on more than one person, the travel may be computed from the place of service most remote from the place of return, with all further necessary travel in serving such precept.

No charge of such officer for service, travel or expenses paid, shall be allowed, unless the items thereof are expressly stated, and the amount of each; and no fees for constructive travel shall be allowed him for the service of a subpoena, notice to an adverse party, or other process in which there is no command to make return.

For distributing venirees for jurors, eight cents each; for proclamations of all kinds, five cents each.

For transmitting to the selectmen of towns precepts from the governor for calling special meetings for the election of representatives to congress from any district, with copies of the lists of persons previously voted for, for each town, fifty cents.

For each day's attendance by the sheriff on the supreme judicial court, three dollars, to be paid from the county treasury. But this provision does not apply to Androscoggin, Cumberland, Franklin, Kennebec, Oxford or Sagadahoc counties.

See c. 117, § 6.
1905, c. 174.

Every deputy sheriff, while in attendance upon the supreme judicial court in the several counties, and while in attendance on any court where jury trials may be held, shall receive for said attendance three dollars per day.

1907, c. 138.

The fees provided by section forty-nine of chapter one hundred and twenty-seven, shall remain as heretofore established. The sheriff, at its opening, shall present to the court a list of the officers attending, with a statement of the duties of each; and the court shall determine the number necessary, and disallow charges for others.

—fees.

The remuneration of the officer appointed to attend the superior court for the county of Cumberland shall be three dollars a day for such attendance.

1913, c. 179.

For services under chapter one hundred and fifteen, as follows; taking a debtor before a justice or justices for disclosure, travel as in service of a writ, and attendance, twenty-five cents; for a bail or other bond, twenty-five cents; and for recommitment of a prisoner when remanded, twenty-five cents; but no dollarage or commission shall be allowed to the officer for an arrest or commitment upon execution or mesne process, except upon the money actually collected; for arresting a debtor on execution, when he discloses without giving bond, fifty cents, and travel as aforesaid; for keeping him, one dollar a day for himself and each necessary aid; for notifying the creditor and justices, twenty-five cents each, and travel as aforesaid; and no officer is required to arrest a debtor on execution, unless a written direction to do so, signed by the creditor or his attorney, is indorsed thereon, and a reasonable sum for such fees is paid or secured to him, for which he shall account to the creditor as for money collected on execution.

71 Me., 414.

103 Me., 132.

FEES OF CORONERS.

SEC. 6. Coroners are entitled to the same fees as sheriffs for similar services, except where otherwise expressly provided.

For attending court in every trial where the sheriff is concerned, twenty-five cents, and the same for attending the jury therein.

Coroners' fees for similar services.
R. S., c. 117, § 6.

SEC. 7. The fees for taking inquests on dead bodies are as follows, to be certified in the coroner's return, and paid out of the county treasury:

Costs of inquests on dead bodies.

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R. S., c. 117, § 7;
c. 140, § 12.
1905, c. 62.
1909, c. 185, § 2.
69 Me., 597.

—In case
of no
inquest.

The coroner, if an inquest is held, shall be allowed three dollars a day for his services and attendance upon such inquest. The jurymen shall be allowed one dollar and fifty cents a day and travel at six cents a mile. The officer summoning jurors and witnesses shall receive fifty cents for summoning each, and six cents a mile travel for each juror and witness so summoned. In case no inquest is held the coroner shall be allowed three dollars a day for his services and his reasonable and necessary charges for any materials furnished or labor performed. Such fees, services and expenses to jurors, witnesses and officers shall be paid directly to the parties to whom they are due, upon the coroner's certificate, supported by proper vouchers, that the amount is thus due. There shall be paid to the party giving the coroner notice that a dead body has been found, to the person who picked up said dead body, and to the person who has had the care of such body until taken care of by the coroner, a reasonable compensation for their services, but in no event to exceed two dollars for rendering either of the foregoing services.

FEES OF CONSTABLES.

Constables.
R. S., c. 117, § 8.
1905, c. 59.
1909, c. 163.
20 Me., 481.

SEC. 8. The fees of constables for the service and return of each venire, one dollar and fifty cents, and for actual travel six cents a mile each way in posting and delivering the notices mentioned in section nine of chapter one hundred and nine; and in notifying the juror or jurors drawn as provided in section fourteen of said chapter, to be paid out of the county treasury; and for services which may be performed either by a deputy sheriff or a constable, the constable is allowed the same fees as a deputy sheriff, unless otherwise provided.

FEES OF JAILERS.

Jailer's fees
for commit-
ment, etc.,
and discharge.
R. S., c. 117, § 9.
66 Me., 124.

SEC. 9. *The jailer's fees for each and every commitment, removal, return or discharge of a prisoner are twenty cents; and for the entire support of each prisoner of every description committed to his custody, such sum, not exceeding one dollar and seventy-five cents a week, as the county commissioners judge reasonable, when the average number is not less than sixteen persons a week. When such weekly average is less than sixteen, such sum as said commissioners judge reasonable, not exceeding, in any event, two dollars and fifty cents a week; provided, however, that if the average is not less than eight, such sum shall not exceed two dollars and forty cents; if not less than ten, the sum shall not exceed two dollars and twenty cents; and if such weekly average of prisoners is not less than twelve, such sum shall not exceed two dollars a week. Averages shall be made on each account of time exhibited by the jailer. In jails containing work-shops, jailers shall receive for every prisoner laboring in said shops, twenty-five cents a week, in addition to the sum above provided.*

Interested
parties may
appeal to
the supreme
court.
R. S., c. 117, § 10.

SEC. 10. Any person or party interested in such adjudication of the county commissioners, may appeal to the supreme judicial court, if application for such appeal is made and filed with said commissioners within ten days after said adjudication. Such appeal shall be entered at the next term of said court begun in the same county after the expiration of said ten days; or, if said county is a party or interested, at the next term thereof begun in any adjoining county designated in said application.

Copies of
papers
shall be
filed by
appellant.
R. S., c. 117, § 11.

SEC. 11. The appellant shall file in the appellate court certified copies of all papers in the case before the county commissioners, and of the records, together with a declaration of his claim, to which the other party may reply, and the issue shall be formed, and the case tried and disposed of as other cases at common law.

Note. Sections 9 to 11, both inclusive, have been superseded by c. 83, § 35 and c. 117, § 6, and the commissioner recommends that they be omitted.

JURORS AND WITNESSES.

SEC. 12. Grand and traverse jurors, attending the supreme judicial (court) or superior courts, and jurors attending on any other occasion prescribed by law, shall each be allowed three dollars a day for their attendance, and six cents a mile for their travel out and home, to be paid out of the county treasury.

Fees of jurors.
R. S., c. 117, § 12.
1907, c. 8.
56 Me., 307.
69 Me., 597.

SEC. 13. Witnesses in the supreme judicial or superior courts or in the probate court shall receive two dollars, and before referees, auditors or commissioners specially appointed to take testimony, one dollar and fifty cents, or before the county commissioners one dollar, for each day's attendance and six cents a mile for each mile's travel going and returning home; but the court in its discretion, may allow at the trial of any cause, civil or criminal, in said supreme judicial or superior courts, a sum not exceeding twenty-five dollars per day for the attendance of any expert witness or witnesses at said trial, in taxing the costs of the prevailing party; but such party or his attorney of record, shall first file an affidavit, during the term at which such trial is held, and before the cause is settled, stating the name, residence, number of days in attendance and the actual amount paid or to be paid each expert witness, in attendance at such trial. And no more than two dollars per day shall be allowed or taxed by the clerk of courts, in the costs of any suit, for the per diem attendance of a witness, unless the affidavit herein provided, is filed, and the per diem is determined and allowed by the presiding justice; and before a justice of the peace, a trial justice, a judge of the municipal court, fifty cents a day attendance, and for travel, the same as the courts aforesaid.

Fees of witnesses.
R. S., c. 117, § 13.
1907, c. 66.
1909, c. 195.
1911, c. 30;
c. 124.
107 Me., 288.

—fees of expert witnesses.

ALLOWANCE TO PARTIES AND ATTORNEYS IN CIVIL CAUSES.

SEC. 14. Costs allowed to parties and attorneys in civil actions shall be as follows: to parties recovering costs before a trial justice, thirty-three cents for each day's attendance, and the same for every ten miles' travel; to parties recovering costs in the supreme judicial or superior courts, thirty-three cents for every ten miles' travel, and three dollars and fifty cents for attendance at each term until the action is disposed of, unless the court otherwise directs.

Costs to be taxed for parties, and attorneys.
R. S., c. 117, § 14.
54 Me., 398.
55 Me., 598.
56 Me., 306.
107 Me., 157.

Costs for travel shall be taxed for the prevailing party in civil suits, according to the distance of said party or his attorney who resides nearest to the place of trial, unless said prevailing party or his attorney who resides farthest from said place of trial actually travels the greater distance for the special purpose of attending court in such cause, in which case costs shall be taxed for said last named distance, and when the action is in the name of an indorsee, and the plaintiff is the prevailing party, such costs for travel shall be taxed according to the distance of the attorney, payee or indorsee, who is nearest to the place of trial, unless the attorney, payee or indorsee, residing the greater distance from said place of trial, actually travels such greater distance for the special purpose of attending court in said cause. But no costs for travel shall be allowed for more than ten miles' distance from any justice, municipal or police court, nor for more than forty miles' distance from any other court, unless the plaintiff prevailing actually travels a greater distance, or the adverse party, if he recovers costs, by himself, his agent or attorney, in fact travels a greater distance for the special purpose of attending court in such cause.

—costs for travel in civil suits, how taxed.

—no costs allowed for travel beyond a certain distance.

For a power of attorney, fifty cents; and for the plaintiff's declaration, fifty cents in the supreme judicial or superior courts, but no fee for a power shall be taxed before any municipal or police court or trial justice, unless otherwise specially provided in the act establishing such court. For an issue in law or fact, there shall be allowed for an attorney's fee,

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—costs in forcible entry and detainer.

—costs to trustee.

—limitation of costs before municipal and police courts and trial justices.

—precept must bear indorsement of an attorney.

two dollars and fifty cents in the supreme judicial or superior courts. A fee of five dollars shall be taxed in the plaintiff's costs for making up a conditional judgment under section ten of chapter ninety-three.

In cases of forcible entry and detainer, parties shall be allowed the same costs as in ordinary civil actions.

A party summoned as trustee and required to attend court and make a disclosure, shall be entitled to costs as follows: If the claim sued for does not exceed twenty dollars, such trustee shall be entitled to travel and attendance and twenty-five cents for the oath; and if the claim sued for exceeds twenty dollars, such trustee shall be entitled to two dollars and fifty cents in addition to the above fee, and when required to attend court for further examination such trustee shall be entitled to travel and attendance.

In all municipal and police courts the amount of costs allowed in civil actions shall depend upon the amount recovered and not upon the ad damnum in the writ; and the allowance for travel and attendance to parties recovering costs in municipal and police courts, or before any trial justice shall be limited to three terms, except that the court may, for good and sufficient cause, order such allowance for additional terms.

No costs shall accrue, be taxed or allowed, for any precept required in legal proceedings, whether in law or equity, unless the same shall issue from and bear the indorsement of an attorney at law.

COSTS TAXABLE FOR THE STATE IN CRIMINAL PROSECUTIONS.

Costs taxable for the state in criminal prosecutions.
R. S., c. 117, § 15.
See c. 51, § 83.

See c. 117, § 2.

SEC. 15. Costs taxable for the state in criminal prosecutions shall be as follows: For the attorney acting for the state, in all cases in the supreme judicial or superior courts, one dollar and twenty-five cents, unless there is a trial by jury, or an issue in law at the law court, in which case there shall be an additional charge of one dollar.

For the indictment in the supreme judicial or superior court, one dollar and twenty-five cents.

For attendance, thirty-three cents a day, not to extend beyond the second week of any one term; but no fees for travel shall be allowed in any case in which the state is a party.

No attendance shall be taxed in cases of defaulted recognizances, other than is taxed in the prosecutions in which they are taken, until the return of a writ of scire facias issued thereon.

In indictments against towns for neglecting to make or repair a way, not tried by the jury, the fees taxed for the state are limited to three dollars; and the costs shall not be taxed until the action is finally disposed of.

No fees shall be allowed to complainants before the grand jury against towns for neglecting to make or repair roads; nor to any other witnesses in such cases, unless summoned by the county attorney or grand jury.

Costs and expenses, how to be audited.
R. S., c. 117, § 16.
See c. 138, § 1.

SEC. 16. The established forms and mode of proceedings in criminal prosecutions shall not be changed, and the costs and expenses thereof shall be examined and audited like other county expenses, but the supreme judicial court or superior courts shall continue to allow such bills of costs.

FEES OF STATE OFFICERS.

Secretary of state.
R. S., c. 117, § 17.

SEC. 17. The secretary of state shall receive:

For a certificate under the seal of the state, one dollar; and for all copies, at the rate of twelve cents a page, if such certificate or copies are for the benefit of particular persons.

For filing and recording a certificate of trade-mark, three dollars; for recording assignment of trade-mark rights, one dollar; for the certificate

of the record of a label, trade-mark, device or form of advertisement adopted by any association or union of workmen, two dollars.

For recording notice of a change in the charter or certificate of organization of a corporation, five dollars in advance, *which fee shall not be within the provisions of section forty-five of chapter two.*

1913, c. 139.

For receiving, filing and recording copy of certificate of organization of a corporation organized under chapter forty-nine, and for filing certificate of increase of capital stock under section forty-two of said chapter, five dollars, in advance.

For receiving, filing and recording certificate of officers of a proposed insurance company, and issuing certificate of organization, twenty dollars; for receiving and filing certificate of increase of capital stock of an insurance company, ten dollars.

For receiving, filing and recording certificate of officers of a proposed fraternal beneficiary association, and issuing certificate of organization, five dollars.

For recording contract of conditional sale of railroad equipment, or written declaration of satisfaction of same, five dollars; and for noting declaration of the satisfaction of such contract on the margin of the record, one dollar; *which fees shall not be within the provisions of section forty-five of chapter two.*

For filing power of attorney of a foreign corporation, under section one hundred and seven of chapter forty-nine, ten dollars; for filing instrument revoking such power of attorney, five dollars; for filing copy of charter and by-laws, under section one hundred and eight of said chapter, ten dollars additional; for filing certificate of increase or reduction of stock of a foreign corporation, ten dollars.

1911, c. 152.
See c. 49,
§§ 107, 108, 110.

SEC. 18. The treasurer of state shall receive:

For each certificate of securities deposited by a domestic insurance company under sections sixty-four and sixty-nine of chapter fifty-one, five dollars; and for each certificate granted by him upon change of such securities, five dollars.

Treasurer
of state.
R. S., c. 117, § 17,
1909, c. 124, § 1.

For services required of him in case of proceedings under section seventy-two of chapter fifty-one, two per cent of the amount received and disbursed by him.

SEC. 19. The attorney general shall receive for his services:

For approval of certificate of organization of a corporation under chapter forty-nine, five dollars, in advance.

Attorney
general.
R. S., c. 117, § 17.

For certificate that any corporation has ceased to transact business, and is excused from filing annual returns, five dollars.

For certificate that tangible property of corporation does not exceed five thousand dollars, five dollars.

1911, c. 163, § 4.
See c. 8, § 94.

SEC. 20. The bank commissioner shall receive for his services:

For a certificate of authorization of a loan and building association, five dollars, in advance.

Bank
commissioner.
R. S., c. 117, § 17.

For each license authorizing a foreign banking corporation to conduct its business in this state, and each renewal thereof, twenty dollars.

For receiving service of process against such corporation, or against a foreign corporation acting as trustee of a mortgage given by a domestic corporation, two dollars, which shall be paid by the plaintiff at the time of such service, and shall be recovered by him as a part of his taxable costs, if he prevails in the suit.

See c. 49, § 74.

For granting license to foreign corporations selling securities on the partial payment or instalment plan, and for each renewal thereof, twenty dollars.

1905, c. 73, § 3.
See c. 50, § 125.

For registration of dealers in securities, twenty-five dollars, which shall be returned if application is not granted.

1913, c. 209.
See c. 50, §§
127, 128, 130.

For certified copies of dealer's certificate, fifty cents each.

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For registration of salesman or agent of dealer in securities, five dollars each.

For renewal of registration, five dollars.

Insurance
commissioner.
R. S., c. 117, § 17.
See c. 51, § 99.

SEC. 21. The insurance commissioner shall receive:

For each certificate of qualification of a domestic insurance company to act under its charter, and for each annual renewal thereof, twenty dollars, and all traveling expenses; provided that domestic mutual fire insurance companies shall be required to pay only the actual expenses incurred by the commissioner in making the examination required by law.

1905, c. 80, § 5.
See c. 51, §§
178-181.

For each license issued to a foreign insurance company, or foreign surety company, or credit insurance or title insurance company, or to a foreign fraternal beneficiary association, authorizing such company or association to do business in this state, and for each renewal thereof, twenty dollars.

For each license issued to citizens of this state authorizing them to procure policies of fire insurance in foreign insurance companies not authorized to transact business in this state, twenty dollars, payable annually.

For each license issued to an insurance broker, ten dollars.

For each license issued to a firm or corporation to act as insurance brokers, ten dollars for each person named in the license.

1905, c. 80, § 5.

For each license issued to an agent of any insurance company except a domestic mutual fire insurance company, or to an agent of any fraternal beneficiary association, foreign surety company, credit insurance or title insurance company, and each renewal thereof, two dollars.

For each license issued to a firm or corporation to act as insurance agents, and each renewal thereof, two dollars for each person named in the license.

For approving organization of fraternal beneficiary association, five dollars.

1913, c. 135, § 2.
See c. 51, § 86.

For receiving service of process against any foreign insurance company, foreign surety, credit insurance or title insurance company or foreign fraternal beneficiary association, or against persons making reciprocal contracts of indemnity, two dollars, which shall be paid by the plaintiff at the time of such service, and shall be recovered by him as a part of the taxable costs, if he prevails in the suit.

For investigating insurance frauds ten dollars a day, and his expenses, together with the fees of witnesses to be taxed as in the supreme judicial court, which shall be paid by the company requesting the investigation, to the commissioner or magistrate appointed by him.

1913, c. 135, § 8.

For certificate of authority to make reciprocal contracts of indemnity under sections eighty-five to ninety-two, both inclusive, of chapter fifty-one, and every renewal thereof, twenty dollars.

FEES OF REGISTERS OF DEEDS.

Deeds.
R. S., c. 117, § 18.

SEC. 22. Registers of deeds shall receive for recording a deed or mortgage or description of a family burying-ground, fifty cents. (a)

Recording the assignment or release of a mortgage or certificate of discharge of an attachment, twenty-five cents.

—for record-
ing levy.
See c. 11, § 19.

Recording a levy, one dollar and fifty cents, and the same sum for certified copies of these instruments, as for recording them.

—discharge of
mortgage or
attachment.
See c. 84, § 71.

Entering in the margin of the record a discharge of the mortgage or attachment to be signed by the person discharging it, twelve cents.

—attachment.
See c. 115, §§ 7,
10, 30, 62; c. 84,
§§ 60, 61, 69.

Receiving of an officer a copy of return of attachment of real estate, minuting it when it is received, keeping it on file, and entering it in a book kept for the purpose, ten cents.

See c. 84, § 27.

(a) As to fees for recording deeds of Indian lands, in Penobscot registry, c. 13, § 36; for recording abstracts of wills, c. 66, § 38.

Receiving of an officer a copy of return of attachment of personal property in an unincorporated place, noting thereon the time when it is received, entering it in a suitable book and keeping it on file, twenty-five cents.

Examining and certifying a copy of a plan, fifty cents, in addition to the amount paid for making the record, and a like sum for furnishing copies from the record.

Recording certificates of limited partnership, fifty cents. Receiving and filing certificate of election of clerk of a corporation, or resignation of such clerk, twenty-five cents. Recording certificates of foreclosure of mortgages, or notices of foreclosure, fifty cents.

Recording a certificate, or copy of a judgment or decree, in equity, twenty-five cents. A suitable book, with an index thereto, shall be provided wherein such certificates and copies shall be recorded.

Receiving, filing and recording certificates of breeding stallions, fifty cents for each certificate of not more than one page, and twenty-five cents more for each additional page.

Filing and indexing copy of process against a domestic corporation, twenty cents, to be paid by the officer serving it.

Receiving, filing and recording certificate and description of homestead, fifty cents.

Recording copy of petition for release of attachment, and certificate that bond has been filed, seventy-five cents.

Recording certificate of approval of sale of real estate and price, when husband or wife refuses to release interest and right by descent, twenty-five cents.

Recording certificates of organization of corporations, and copies thereof for filing with the secretary of state, five dollars.

Certifying the record or copy of plan showing allotment of lands in any city or town, fifty cents, to be paid by the city or town presenting such plan for record. The city or town shall also pay the cost of copying or transcribing the plan on the record.

In all cases where books with printed forms are not furnished therefor, registers of deeds shall receive for receiving, filing and recording any instrument by law entitled to record, in addition to the fees now fixed by law, the sum of fifteen cents for each hundred words or fraction thereof, in excess of five hundred words.

The above fees shall be paid when the instrument is offered for record.

Note. No fee is fixed for recording list of heirs under P. L., 1907, c. 63; c. 67, § 22. Should it not be the same as for abstracts of wills?

—plans.

—certain certificates.

—certificates and copies in equity.
See c. 80,
§§ 13, 30;

c. 94, § 39.
—stallions' certificates.
See c. 37, § 19.

—corporation process.
See c. 84, § 20.
—homestead exemption.

1905, c. 154.
See c. 49, § 9.

1911, c. 56.
See c. 11, § 24.

—additional fees.

—fees to be paid in advance.

FEES FOR THE SOLEMNIZATION OF MARRIAGES.

SEC. 23. For solemnizing a marriage and certifying the same, every ordained minister or justice of the peace, and every woman appointed for the purpose, shall be entitled to one dollar and twenty-five cents.

Fees for solemnization of marriage.
R. S., c. 117 § 19.

FEES OF TOWN CLERKS.

SEC. 24. Clerks of cities and towns shall receive for recording mortgages of personal property and notices of foreclosure of the same, and descriptions of family burying-grounds, fifty cents.

Town clerks.
R. S., c. 117, § 20.

For recording assignments of wages, certificates of discharge of attachments and notices of finding lost money, goods or stray beasts, twenty-five cents.

—assignments of wages, etc.

For receiving of an officer a copy of return of attachment of personal property, noting thereon the time when it is received, entering it in a suitable book and keeping it on file, ten cents.

—return of attachments.

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—release of
attachments.

—intentions
of marriage.

—sheep
marks.
See c. 37, § 18.

—vital
statistics.

—oaths.

1913, c. 157.

1913, c. 190, § 2.
See c. 8, § 92.

1911, c. 69, § 4.
See c. 44, § 35.

1905, c. 43.
See c. 94, § 62.

—additional
fees.

For filing copy of petition for release of attachment and certificate, and making necessary certificate thereof, twenty cents.

For entering and recording intentions of marriage, giving certificate of same, one dollar, to be paid on issuing the certificate of intention.

For recording sheep marks, ten cents.

For a certificate of a birth, marriage or death, ten cents; for affixing an official seal, when necessary, twenty-five cents more.

The clerk of each city or town shall be paid by such city or town for receiving, recording and returning the facts required by chapter sixty-two to be recorded, the sum of fifteen cents for each birth, marriage or death.

For every birth, marriage or death collected and recorded under section forty of chapter sixty-two, the clerk shall receive from the town twenty-five cents.

For each oath recorded by him the clerk shall receive from the town five cents.

For receiving and recording affidavit correcting record of birth, marriage or death, and forwarding copy, under section thirty-eight of chapter sixty-two, the clerk shall receive from the town fifty cents.

For reporting to treasurer of state names of persons dying, and names of next of kin, twenty-five cents, to be paid by the state.

For recording license for cultivation of clams, and any assignment thereof, fifty cents.

For recording petition for enforcement of lien on monumental work, cents.

In all cases where books with printed forms are not furnished therefor, the clerk shall receive for receiving and recording any instrument by law entitled to be recorded, in addition to the fees now provided by law, the sum of fifteen cents for each one hundred words or fraction thereof in excess of five hundred words; *provided, however*, if the instrument to be recorded does not exceed in length two hundred and fifty words, the fee for recording the same shall be twenty-five cents.

FEES OF WEIGHERS, MEASURERS AND SURVEYORS.*Lumber.*

R. S., c. 117, § 21.

SEC. 25. Surveyors of boards, plank, timber and joist shall receive, for viewing only, six cents a thousand feet; for measuring and marking the same, six cents more; and in that proportion for any part of a thousand, to be paid by the buyer.

Surveyors of shingles and clapboards shall receive, for surveying and telling, six cents a thousand to be paid by the buyer.

Viewers and cullers of staves and hoops shall receive, for barrel staves, twenty-five cents a thousand, and for hogshead and butt staves, thirty-three cents a thousand, whether refuse or merchantable; the merchantable to be paid for by the buyer, the refuse by the seller; and the culler of hoops shall be allowed forty cents a thousand.

Mill Logs.

Surveyors shall receive at the rate of four cents a thousand feet board measure for viewing and inspecting, and two cents a thousand, in addition, for measuring and marking the quantity and quality of the logs, and making out and delivering certificates of the same, to be paid by the buyer.

Fire-wood and Bark.

Measurers shall receive such fees for their services as the municipal officers of the town appoint, to be paid by the driver, and repaid by the buyer when brought by land, and by the wharfinger when brought by water.

Weights and Measures.

The fees of sealers of weights and measures, for testing and adjusting scales, weights and measures by the town standard, to be paid by the persons for whom the service is rendered, are as follows: for testing railroad track scales of forty thousand pounds capacity and upwards, two dollars; elevator scales of twenty thousand pounds capacity and upwards, one dollar and fifty cents; platform scales of five thousand pounds capacity and upwards, one dollar; dormant scales of less than five thousand pounds capacity, fifty cents; dormant beef track scales, fifty cents; platform scales of less than five thousand pounds capacity, fifty cents; beam scales of over one thousand pounds capacity, fifty cents; platform scales of less than one thousand pounds capacity, twenty-five cents; platform counter scales, twenty-five cents; counter balance or trip scales, ten cents; spring balance scales, fifteen cents; weights, each, three cents; measures, wet and dry, each three cents; yard sticks, each, five cents; coal baskets, each, ten cents; milk cans, large size, five cents each; milk cans, small size, three cents each; milk bottles, in lots of one gross or less, one cent each, in lots from one to two gross, three-fourths of a cent each, in lots of more than two gross and not over four gross, one-half cent each, in lots greater than four gross, one-fourth of a cent each; for adjusting or repairing any scale, a fair and reasonable compensation; for adjusting weights when either light or heavy, not to exceed ten cents each; for adjusting measures, wet or dry, when either large or small, not to exceed ten cents each; for adjusting yard sticks, not to exceed five cents each; for adjusting any weight or measure not mentioned above, a fair and reasonable compensation.

1911, c. 57.

GENERAL PROVISIONS.

SEC. 26. The inspectors of the several kinds of merchandise, commissioned by the governor, may, when they see cause, require their deputies to render to them, under oath, a true account of the official services performed by them.

Inspectors may require returns from deputies.
R. S., c. 117, § 22.

Note. The only deputies of the class named in this section were deputy inspectors of lime casks, an office now abolished. P. L., 1913, c. 65.

SEC. 27. Two hundred and *twenty-four* (forty) words constitute a written "page," if the writing contains that number, and where no other rule is provided, public officers shall be allowed for copies which they are required by law to furnish, twelve cents a page; for affixing an official seal to the same, when necessary, twenty-five cents more.

What constitutes a written page.
R. S., c. 117, § 23.
110 Me., 544.

SEC. 28. In cases not expressly provided for, the fees of all public officers, for any official service, shall be at the same rate as are prescribed in this chapter for like services.

Fees not provided for.
R. S., c. 117, § 24.

SEC. 29. No trial justice, or judge or other officer of any municipal or police court, shall demand or receive any fees for entertaining an appeal or taking a recognizance to prosecute it, in a criminal case. The legal fees therefor may be taxed in the bill of costs, and certified and paid like other fees.

Fees for entering appeal.
R. S., c. 117, § 25.

PENAL PROVISIONS.

SEC. 30. Every officer or other person upon receiving any fees herein stated, if required by the person paying them, shall make a particular account thereof, in writing; specifying for what they accrued, or he forfeits to such person treble the sum paid, to be recovered in an action of debt.

Account of items, in writing may be required.
R. S., c. 117, § 26.

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Penalty for
overcharg-
ing costs.
R.S., c. 117, § 27.

SEC. 31. If any attorney at law or other person demands or takes for a writ of attachment with a summons, or for an original summons with the declaration, returnable before a trial justice, judge or recorder of a municipal or police court, more than one dollar and fifty-seven cents from the defendant; or, in the taxation of costs, such justice, judge or recorder, taxes or allows more than that sum for the same, he forfeits to the defendant not less than five, nor more than ten dollars, to be recovered in an action of debt, but nothing herein contained shall be so construed as to reduce the fees of municipal courts otherwise established by law.