## MAINE STATE LEGISLATURE

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THE

# REVISED STATUTES

OF THE

# STATE OF MAINE,

PASSED SEPTEMBER 1, 1903, AND TAKING EFFECT JANUARY 1, 1904.

BY THE AUTHORITY OF THE LEGISLATURE.



AUGUSTA:
KENNEBEC JOURNAL PRINT,
1904.

TO THE

## REVISED STATUTES

OF THE

### STATE OF MAINE.

FIFTH REVISION

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Disorderly conduct on, penalcy	80	539	Owner relieved from penalties, when	13	551
person in charge may arrest offender	81	539	damages, hability limited as to	14	552
Engineers to be licensed	12	550	Passengers, number fixed by inspectors	10	550
employment on other vessels	12	551	penalty for carrying more	10	550
Evasion of fare; penalty	7	527	Perishable property, sale of, authorized	18	553
Explosions, investigations of	13	551	record kept; open to inspection	20	553
loss of life by, actions for	14	551	Pilot to be licensed	12	550
property or person, injuries to	14	551	employment on other vessels	12	551
Fires, investigation of	13	551	master, when acting as	15	552
loss of life by, actions for	14	551	Property in dispute, transportation of	21	553
property or person, injuries to	14	551	carrier relieved from liability	21	554
Floats may be required	8	550	Provisions to guard against fire required	6	549
Gambling upon; punishment	5	939	Spiked boots, wearing forbidden	28	948
arrest of offenders	6	939	copies of law to be posted	30	948
copy of law to be posted	7	939	destruction of; penalty	31	948
penalty for neglect	7	939	penalty for wearing	29	948
Inland waters, on; regulation of	4	549	Stairways and gangways, provisions as to	9	550
penalty for non-compliance	13	551	obstruction of, penalty	9	550
proceedings to enforce	13	551	Treasurer's office to be in state	1	549
owners when exonerated	13	551	Unclaimed goods, sale to pay charges	16	552
Inspection of, and improvements	10	550	disposal of proceeds	17	553
fees for	15	552	notice of sale	17	552
Inspectors of; appointment	5	549	place of sale designated	17	553
accounts of, by whom audited	15	552	record kept; open to inspection	20	553
certificate of inspection, to grant	11 -	550	Use before examination prohibited	4	549
compensation of	15	552			
duties of, in general	10	550			
fire, explosion or collision, in case of	13	551	STEAM BOILERS.		
cause, to certify, if blamable	13	551	Fusible safety plug, construction with	22	272
fees, regulation of	15	552	penalty for violations	23	273
license master, pilot and engineer, to			Insurance against explosion of	41	480
	12	550	Steamboats, on; negligence as to	6	913
life preservers accepted by	8	550			
orders of, non-compliance with	13	551	L		
passengers, to fix number of	10	550	STEAM ENGINES.		
penalty for carrying more	10	550	Fire, to extinguish; malicious injury	8	945
provisions against fire, to require	6	549	License for; use without, prohibited	18	272
qualifications and term of office	5	549	notice and hearing on application	19	272
Interference with safety valve, etc.; penalty	6	913	appeal from selectmen	19	272
Liability on contract of owner or agent	2	549	injunction issued pending appeal	19	272
loss or damage of property, for	3	549	nuisance, used without license, a	20	272
fire, explosion or collision, by	14	551	abatement and removal of	21	272
negligence or misconduct	2	549	Railroad, on; abandonment or injury to		
Licensed officers, deficiency supplied	13	551		7	927
			employee, by	6	927
Licenses to master, pilot, engineer	12	550	fires, from; liability of corporation	73	538
acting without, penalty	12	551	gross neglect in management of	8	927
available on other vessels	12	551	injury to, endangering life	5	913
fees for	15	552	leaving or boarding, in motion	79	539
master, when also pilot	15	552	spark arresters, to have	61	136
posting of	12	551	speed limited, at crossings	86	540
revocation of	12	551	station, not to endanger access to	94	541
term, for one year	12	551	Steamboat, on; negligent management of	6	913
			•		

STEAM NAVIGATION COMPANIES.			STEAM NAVIGATION COMPANIES—contin	med.	:
Actions for loss of life	14	551	Inspectors; compensation of	15	552
injuries to person or property, for	14	551	duties of, in general	10	550
limitation of damages	14	552	fire, explosion or collision, in case of	13	551
Agents, liability for contracts and torts of	2	549	cause, to certify, if blamable	13	551
Baggage, sale to pay charges, authorized	16	552	fees, regulation of	15	552
disposal of proceeds	17	553	license master, pilot and engineer, to	12	550
notice of sale	17	552	fees for	15	552
place of sale designated	17	553	life preservers accepted by	8	550
record kept; open to inspection	20	553	orders of, non-compliance with	13	551
Baggage, wilful injury to; penalty	26	948	passengers, to fix number of	10	550
jurisdiction of offenses	27	948	penalty for carrying more	10	550
Boats liable for loss or damage of property.	3	549	provisions against fire, to require	6	549
attachment and proceedings	3	549	qualifications and term of office	5	549
boats and life lines, provision for	7	550	Liability on contracts and for torts	2	549
drill in use of, required	7	550	fire, explosion or collision, for	14	551
buckets and axes, requirement of	8	550	Licensed officers, deficiency supplied	13	551
certificate of inspection	11	550	Licenses to master, pilot, engineer	. 12	550
construction, as to safety against fire	6	549	acting without, penalty	12	551
disorderly conduct on; penalty	80	539	available on other vessels	12	551
person in charge may arrest offender	81	539	fees for	15	552
evasion of fare; penalty	7	527	master, when also pilot	15	552
floats may be required	8	550	posting of	12 ~	551
gambling upon; punishment	5	939	revocation of	12 1	551
arrest of offender	6	939	term for one year	12	551
copy of law to be posted	7	939	Live stock, sale of, when authorized	·· 19	553
penalty for neglect	7	939	record kept; open to inspection	20	553
inland waters, on; regulation of	4	549	Loitering on premises forbidden	- 8	527
penalty for non-compliance	13	551	copy of law to be posted	9	527
proceedings to enforce	13	551	penalty for violation	8	527
owners, when exonerated	13	551	Master relieved from penalties, when	13	551
inspection of, and improvements	10	550	Masters of boats to be licensed	12	550
fees for	15	552	employment on other vessels	12	551
interference with safety valve, etc., penalty	6	913	pilot, when acting as	15	552
lien of, on logs, for towing	49	812	Nursery stock, transportation of uninspected	35	391
life preservers, requirements of	8	550	Owners relieved from penalties, when	13	551
negligence in management of; penalty	6	913	damages, liability limited as to	14	552
agent or corporation owning, of	2	549	Passengers, number fixed by inspectors	10	550
provisions to guard against fire required	6	549	penalty for carrying more	10	550
stairways and gangways, provisions as to	9	550	Perishable property, sale of, authorized	18	553
obstruction of, penalty	9	550	record kept; open to inspection	20	553
use before examination prohibited	4	549	Pilots to be licensed	12	550
Boilers, negligent management of	6	913	employment on other vessels	12	551
Collisions, investigations of	13	551	master, when acting as	15	552
loss of life by, actions for	14	551	Property in dispute, transportation of	21	553
property or person, injuries to	14	551	carrier relieved from liability	21	554
Common carriers, liability as	2	549	Spiked boots, wearing forbidden	28	948
Contagious disease; transportation of body.	24	576	copies of law to be posted	30	948
Damages by fire, explosion or collision	13	551	destruction of; penalty	31	948
actions for	14	551	penalty for wearing	29	948
limitation of liability	14	552	Treasurer's office must be in state	. 1	549
Diseased animals, to report cases of	5	257	Unclaimed goods, sale to pay charges	16	552
transportation of, forbidden	7	258	disposal of proceeds	17	553
Engineers to be licensed	12	550	notice of sale	17	552
employment on other vessels	12	551	place of sale designated	17	553
Explosions, investigations of	13	551	record kept; open to inspection	20	553
loss of life by, actions for	14	551			
property or person, injuries to	14	551 551	STEAM RIDING GALLERIES.		
Fires, investigations of	13	551	Municipal officers to license; fee	11	350
loss of life by, actions for	14	551	operated without license, penalty	12	350
property or person, injuries to  Game; transportation for non-resident	$\frac{14}{23}$	551	jurisdiction of offenses	13	350
Inspectors of steamboats, appointment	23 5	359 549	·		
accounts of, by whom audited	5 15	552	STENOGRAPHERS.		
certificate of inspection, to grant	11	550	Appointment; by presiding justice; duties	161	759
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STENOGRAPHERS—continued.			STOCK—continued.		
Appointment; probate court, by judge of	8	588	Dividends payable to holder of record	35	440
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copies of notes, for	42	595	proceedings to enforce liability	89	448
forfeited for neglect of duty	41	595	defense, what may be proved in	90	449
payment of	41	595	lien on, for taxes on shares of non-residents	30	161
contempt of court, when liable for	41	595	none, after notice of tax on sbares	33	161
copies of notes, shall furnish	42	595	actions to recover in such case	34	161
duties of	8	588	non-payment, if residence unknown	24	438
examination not taken by judge, when	12	589	profits, declared by directors from	32	439
sworn, to be	8	588	creditor may recover illegal	32	439
transcript, to furnish, when required	8	588	penalty for making illegal	32	439
	10	589			
copy of, evidence			purchaser of sbares on execution has	15	768
deemed original paper	13	589	Division of capital and record of shares	33	439
mistakes in, how corrected	11	589	Increase of capital; proceedings	.39	44(
read, to witness, to be	9	589	duties payable upon	39	44(
signed by witness	9	589	reduction, upon or after	44	441
Certified copy of notes as evidence	162	759	Par value of shares may be changed	36	440
Coroner's inquest, at	13	984	Public cemeteries, in; exemptions of	.19	263
Depositions, etc., appointed to take	30	867	Reduction of capital, to meet losses	41	441
certificate, contents of	31	867	proceedings reviewed by court	42	441
duties payable to state by	1	889	copy of, filed with secretary of state	43	441
fees of	32	867	simultaneous or subsequent increase	44	441
proceedings before	31	867	Reduction for other reasons	40	441
sex, of either	30	867	surrender by stockholders of part	40	441
Equity hearings, employment in	20	681	Representation at meetings	17	437
Fees for reports are part of taxable costs	163	759	pledged stock, of	18	437
copy of proceedings in murder cases, for	28	972	corporation, when pledged to the	17	437
Salaries in supreme judicial court	1	891	Shares liable to distress for taxes	24	177
superior court of Cumberland	8	895	officer of corporation, duties of	25	177
Kennebec, of	8	895	sales on execution authorized	12	765
incliniosco, oz		350	aqueducts, in	6	561
STEWARDS.			certificate of number given to officer	14	765
Churches, of; powers of	20	230			
• • •			copy of execution left with clerk, when.	13	765
Methodist Episcopal, of	19	230	dividends go to purchaser	15	765
Insane hospitals, of; appointment	3	1004	notice of sale, how given	16	765
accounts audited by trustees	6	1005	subsequent attaching officer, by	23	767
annual report of	13	1006	purchaser entitled to certificate	15	765
submitted to governor and council	7	1005	Stock, different kinds may be created	49	442
bond and duties of	13	1006	fraudulent issue of certificate	10	921
interest on accounts, shall charge	25	1008	pledge or sale, without authority	10	921
salary of, at Augusta	1	891	property and services, issued in payment for	50	442
Bangor, at	14	1006	Subscription stands as security for debts	87	448
treasurers, shall be	13	1006	payment of, must be bona fide	87	448
			proceedings to enforce payment	89	448
STOCK.			defense, what may be proved in	90	449
Aqueducts, in; assessments by directors	3	560	Surrender, not valid against debts	88	448
attachment of, as personal estate	6	561	proceedings to enforce liability	89	448
record of owners and transfer	4	560	defense, what may be proved in	90	449
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execution, on	6	561	assessors, duties as to returns	32	161
Assessments on shares; sale	37	440	liability to, generally	5	154
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regulated by by-laws	47	442	no dividend, after notice of tax	33	161
trust and banking companies, in	87	469	liability of corporation, if paid	34	161
Attachment of shares; procedure	28	723	notice by collector of tax	33	161
vacated upon bond; on appraisal	76	732	shares held for investment, how taxed	18	158
bond to pay judgment, upon	79	733	non-residents, of; where taxed	30	161
Capital fixed within charter	33	439	lien for taxes	30	161
increase to limit allowed by charter	33	439	owner, when not taxable to	25	160
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Certificates of shares, issue of	34	440	residents, of; in banks, where taxed	29	160
fraudulent issue of	10	921	sale of, for taxes	33	161
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STOCK—continued.			STOCK—continued.		
Transfer.			Location, wrong, releases subscriber	25	515
ineffectual as to corporation, until record.	35	440	Shares are personal property; transfer	31	531
invalid against debts, when	88	448	Street; named in articles of association	2	543
proceedings to enforce liability	89	448	increase for constructing and operating	6	544
defense, what may be proved in	90	449	approval by two-thirds of stockholders.	6	544
Trust and banking companies, of; impairment	87	469	subscription in articles of association	2	543
shares, loans on own, prohibited	83	468	payment of five per cent before filing	3	543
purchase of, prohibited, except	83	468	Subscription in articles of association	1	510
sale of, to meet assessmentstaxes on, of residents; where assessed	87 29	469 160	payment of five per cent before filing  Towns may vote by officers or agents	2 45	510 519
non-residents, of	30	161	Towns may vote by omcers of agents	20	
Withdrawal, not valid against debts	88	448	STOCKHOLDERS.		:
proceedings to enforce liability	89	448	Aqueducts, in: powers of	5	560
defense, what may be proved in	90	449	assessments on, by directors	3	560
(Insurance Companies.)			liability on contracts of corporation	9	561
Amount of capital stock required	9	475	shares must be entered with clerk	4	560
organized under general law, when	42	480	tenants in common upon dissolution	10	561
Capital impaired, restored by assessment	70	485	ways, right to open	5	560
notice from com'r, within three months after	71	485	By-laws may fix number of votes of	47	442
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Dividends, none while capital impaired	18	476	damages for preventing access  Dissolution, property vests in, upon	21	437
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	111	494	Dividends, voting for illegal; penalty	32	439
Increase of capital; proceedings and approval	50	482	Insurance; liability for unpaid stock	10	475
fees of secretary of state	17	905	list of, and their holdings to be kept	7	475
profits, by division of; proceedings  Investment of capital, how restricted	51 11	482 475	triennial statements to	20	476
Liability to creditors for unpaid	10	475	voting powers of	<b>'2</b>	471
Loss of capital, liability on policies after	21	476	Liability; general provision	86	448
Reduction to meet losses; limitation	70	485	administrators, etc., none upon	84	447
Shares, transfer of, to be recorded	7	475	funds in hands are liable	84	447
(Loan and Building Associations.)			dividends from capital, on account of	88	448
Attachment, two shares exempt from	57	462	insolvency law affects not	64	644
Distribution of, on death of member	70	465	pledgee for value, none upon, unless  proceedings to enforce	85 89	448 448
Forfeiture for non-payment of dues, etc	68	465	defense, what may be proved in	90	449
borrowing members, of	69	465	property not to be divided until debts paid	92	449
Holdings of one person limited	56	462	judgment creditor may follow	93	449
Lien for payment of dues, etc., on	62	464	proceedings and decree	94	450
Maturity of; payment	62	463	stockholders may recover of company	91	449
Minors may hold, by trustees	57	462	subscription is security to creditors	87	448
Payments on, monthly	60 62	463	payment of, must be bona fide	87	448
Series, when issued; prior cease	56	463 462	judgment of directors conclusive	50	442
Ultimate value of	56	462	proceedings to enforce payment	89	448
Unpledged may be retired; proviso	61	463	defense, what may be proved in	90	449
disposal of, at death of member	70	465	surrender of stock, on account of transfer of stock, on account of	88 88	448 448
Withdrawal upon notice	61	463	trust and banking companies, in	86	469
(Railroad Companies.)			withdrawal of capital, on account of	88	448
Articles of association, named in	1	510	Minority; valuation of shares, on sale	57	443
Assessment to redeem prior mortgages	46	534	abatement by death, none	65	445
application of funds	48	534	decree of court	59	444
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Certificate of increase and purposes	20	513	authority of court	64	445
illegal use enjoined	20	513	creditors may become partles	62	445
Increase for constructing and operating	5	511	deposit of amount of award	59 CD	444
approval by two-thirds of stockholders	5	511	rights of stockholders upon failure	63 62	445
gauge, for change of; proceedings specified purposes, for certain	9 19	512   513	lien of stockholders; precedence  new petition filed, when	63 65	$\frac{445}{445}$
amount, determination of	20	513	dissent filed, or assent presumed	61	444
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authority for, by stockholders	19	513	stockholder may file petition	58	444
disposal of shares by allotment or sale	21	514	appearing, to deposit certificates	62	444
existing rights unaffected	23	514	Non-resident, where taxed	30	161
unauthorized issue, penalty	22	-514	return of shares	24	438

STOCKHOLDERS—continued.			STRAY BEASTS.		
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Proxy, representation by	17	437	lien on animals	19	837
by-laws may fix mode of voting by	47	442	Appraisal before use, when	12	836
Bailroad, approval of increase of stock	5	511	Notice of taking up; contents	11	836.
another provision	19	513	fee for recording	20	907
assessment to redeem prior mortgages	46	534	penalty for neglect to give	17	837
branch or connecting road, may vote to aid	16	513	Restitution to owner, when	13	836
location, wrong, releases subscriber	25	515	six months, within; if not sold	16	836
stock vote, may call for	13	512	Sale by finder, owner not appearing	15	836
street; approval of increase of stock	6	544	disposal of proceeds	16	836
towns may vote by officers or agent	45	519	Taking from finder, without paying charges	18	837
Representation at meetings	17	437			
corporation, when pledged to the	17	43.7	STREAM.		
pledged stock, of	18	437	Nuisance, corrupting or diverting, a	5	269
Residence to be ascertained	24	438	Obstruction of, by mill waste	34	821
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Returns of, to assessors	24	438	STREET LAMPS.		
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secretary of state, to	25	438	located in accordance with, no defect	93	85
Taxation, liability to; generally	5	154	Extinguishing; penalty	19	947
deduction from shares	13	157	Injury to, or removal of; penalty	19	947
no dividend, after notice of tax	33	161			
liability of corporation, if paid	34	161	STREET RAILROADS.		
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shares held for investment, how taxed	18	158	Articles of association; contents	2	543
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lien for taxes	30	161	amendments of, authorized	8	545
owner, when not taxable to	25	160	approval by railroad com'rs	4	543
same subject	26	160	duties of secretary of state as to	4	543
residents, of; in banks, where taxed	29	160	prerequisites of filing	3	543
sale of, for taxes	33	161	subscribers to call first meeting	5	544
toll bridges, in; where taxed	. 14	158	Assignment of charter prohibited	18	547
Trust and banking companies, in; liability	86	469	Authority of, in general	1	543
assessment to meet losses	87	469	Bonds secured by mortgage, may issue	24	548
creditors, general rights unaffected	88	469	another provision	18	547
Trustee process, dues from, attachable by	36	775	coupons, action on, by assignee	18	547
zrabice process, daes from, accaemable by	00	1.0	Bridges used by; maintenance	75	525
			report of com'rs; proceedings	76	525
STOLEN GOODS.			appeal and final decision	77	525
Action to recover, before conviction	15	919	Capital stock, in articles of association	2	543
By-laws to prevent traffic in, authority to make	ce 93	86	increase for constructing and equipping	6	544
Officer arresting to secure	13	919	approval by two-thirds of stockholders.	6	544
compensation for	14	919	subscription in articles of association	2	543
Receiving, etc.; penalty	12	919	payment of five per cent before filing	3	543
Restoration; effect on penalty	12	919	Certain provisions made applicable to	18	547
Search warrants for	13	962	Certificate of organization, issue of	4	543
			antecedent steps to issue	4	
			duties payable on filing	=	543 434
STONE.			fees payable	4	543
Action for damages for carrying away	9	828	form of		
Taking from land of another; penalty	18	947	original or copy; evidence	4	543
•	•		Charter rights of connecting roads unimpaired	4	544
STORE.					547
	e	017	Construction to begin within three years  authority of municipal officers	10	546
Breaking and entering	8	917	appeal to railroad com'rs	19	547
Breaking, entering and larceny from	2	917	<del></del>	19	547
Burning of; punishment	3	916	ways already occupied, over; prohibited	21	548
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Lord's Day, keeping open on	25	933	revival of, on application to com'rs	11	546
			Damages for land taken; estimation	12	546
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	19	210	person and property, to; liability	27	548
Authority of municipal officers over  Exemption from attachment	13 64	318 730	Directors, affidavit to articles of assoc'n	3	543
Personalty; do not pass by deed of land	64	730 657	corporate existence, application to revive.	11	546
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STREET RAILROADS—continued.			STRIKES.		
Discontinuance of operations for winter	30	549	Intimidation of workmen to promote	9	928
Disorderly conduct on; penalty	80	539	Railroads, on; abandonment of trains	7	927
conductor may arrest offender	81	539	combination to delay trains	6	927
Duties payable on organization	5	434	employees, refusal to perform duty	10	928
Equipment, conditional sale of; contract	95	541	injury to property	6.	927
contracts prior to April 29, 1893, unaffected	98	542	obstruction of operation	7	927
record of contract, and satisfaction	96	542			
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special provisions as to contract	97	542	Deposit near highway, etc., forbidden	20	348
Evasion of fare; penalty	7	527	Sale regulated	17	348
Examination by commissioners	18	547	See Poisons.		
Extension of, to other places	17	547	STUDENTS.		
Fences, obligations as to	18	547	Credit to, for certain purposes, prohibited	121	227
Franchise, may mortgage	24	548	<b>Besidence</b> for voting, not at place of seminary	1	26
Hotels and pleasure grounds, may hold	23	548	taxation, nor for	7	156
Inspection by com'rs before operation	20	547	,		
penalty for violation	20	547	SUBORNATION OF PERJURY.		
Intoxication of employees	18	547	Crime and punishment	1	922
Lease of road prohibited	18	547	Wilful and corrupt attempts	2	922
Location, approval of; proceedings	7	544			
amendment of, authorized	, 8	545	SUBPOENA.		
bridges already erected, over	7	545	Equity, in; issue and service	12	679
cancelation, before actual occupation	15	547	Poor debtor, for; appearance before com'r	23	877
changes in	16	547	neglect to obey; procedure	33	879
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committee appointed on	7	545	boards of registration, before	8	98
failure to, bars not new petition	7	545	board of state assessors, before	3	137
tide waters, not across, without consent	7	545	commissioners of pharmacy, before	5	.346
turnouts and spurs, approval of	9	546	coroners, before	5	988
Map of proposed route to be presented	7 7	544 545	criminal cases, in; issue by magistrate	10	963
filed with county com'rs	5	544	person requesting, to state	10	961
Meeting, calling of first; notice  Motorman, intoxication of	74	539	prosecutor, byinspectors of prisons and jails, before	15 9	970 986
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