

MAINE STATE LEGISLATURE

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SEVENTY-SIXTH LEGISLATURE

SENATE

NO. 227

In Senate, Feb. 6, 1913.

Came from the House referred to the Committee on Legal Affairs, and on motion by Senator Bailey of Penobscot, laid on the table for printing, pending reference in concurrence.

W. E. LAWRY, Secretary.

STATE OF MAINE

A BILL to amend section five of chapter one hundred thirteen,
relating to conditional sales.

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

Section 1. A bill to amend section five of chapter 113
2 by inserting after the ninth word in the sixth line the words
3 'shall be valid as against third parties without recording in
4 the case of furniture or household effects. In all other
5 cases such agreement' so that said section when amended
6 shall read as follows:

'No agreement that personal property bargained and de-
8 livered to another, shall remain the property of the seller
9 till paid for, is valid unless the same is in writing and
10 signed by the person to be bound thereby. And when so

11 made and signed, whether said agreement is, or is called a
12 note, lease, conditional sale, purchase on instalments, or
13 by any other name, and in whatever form it may be, it shall
14 be valid as against third parties without recording in the
15 case of furniture, or household effects. In all other cases
16 such agreement shall not be valid except as between the
17 original parties thereto, unless it is recorded in the office
18 of the clerk of the town in which the purchaser resides at
19 the time of the purchase. The fee for recording the same
20 shall be the same as that for recording mortgages of per-
21 sonal property. All such property, whether said agree-
22 ments are recorded or not, shall be subject to redemption
23 and to trustee process as provided in section fifty of chap-
24 ter eighty-eight, but the title may be foreclosed in the same
25 manner as is provided for mortgages of personal property.'