

# MAINE STATE LEGISLATURE

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## ACTS AND RESOLVES

OF THE

## FIFTY-FIRST LEGISLATURE

OF THE

## STATE OF MAINE.

1872.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
February 26, 1840, and March 16, 1842.

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AUGUSTA:

SPRAGUE, OWEN &amp; NASH, PRINTERS TO THE STATE.

1872.

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PUBLIC LAWS  
OF THE  
STATE OF MAINE.  
1872.

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Said deputy shall be sworn to faithfully perform the duties of his office before he enters thereon. CHAP. 18.

SECT. 2. This act shall take effect when approved.

Approved February 20, 1872.

### Chapter 18.

An act to amend section eight of chapter ninety of the revised statutes, relating to actions on mortgages.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :*

Section eight of chapter ninety of the revised statutes, is hereby amended by inserting in the eighth line, next after the word "judgment," the following: 'and if, after the expiration of three years from the time of the rendition of the judgment, the writ of possession has not been served or the judgment wholly satisfied, another conditional judgment may, on scire facias, sued out in the name of the mortgagee or assignee, be rendered, and a writ of possession issued as before provided.'

R. S., chap. 90, sect. 8, relating to conditional judgment in action on mortgage, amended.

Approved February 20, 1872.

### Chapter 19.

An act to amend section sixty-five of chapter eighteen of the revised statutes, relating to injuries by defect in ways.

*Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :*

SECT. 1. The first clause of section sixty-five of chapter eighteen of the revised statutes is hereby amended by striking out the word "three," in the fifth line thereof, and inserting in place thereof the word 'two,' so that the same as amended shall read as follows :

R. S., chap. 18, sect. 65, relating to injuries by defects in ways, amended, by limiting the time for bringing the action to recover damages to two years.

As amended.

SECT. 65. If any person receives any bodily injury, or suffers any damage in his property through any defect or want of repair or sufficient railing in any highway, townway, causeway or bridge, he may recover the same in a special action on the case, to be commenced within two years from the date of receiving such injury or suffering such damage, of the county, town or person obliged by law to repair the same, if such county, town or person had reasonable notice of the defect or want of repair.

SECT. 2. This act shall not affect any action for the recovery of damages sustained prior to the approval thereof. Limitation.

Approved February 20, 1872.