MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FIFTY-FOURTH LEGISLATURE

OF THE

STATE OF MAINE.

1875.

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

AUGUSTA:
SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.
1875.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1875.

Chapter 52.

An act relating to proceedings in court.

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

Offer of judgment against plaintiff, proceedings in case of.

In any personal action now pending or hereafter brought, wherein the plaintiff is liable for damages to the defendant, he may, in writing entered of record with its date, offer to have judgment rendered against him for a specified sum, and the proceedings thereon shall be the same as is provided by section twenty-one of chapter eighty-two of the revised statutes, relating to offers of default; and the effect of such offer upon the rights and liabilities of the plaintiff, shall be the same as is therein provided in respect to the defendant.

Approved February 24, 1875.

Chapter 53.

An act relating to pledges.

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

Pledge for payment of money, notice for sale of.

SECT. 1. The holder of stocks, bonds or any other personal property in pledge for the payment of money, or the performance of any other thing, may, after failure to pay or perform, give written notice to the pledger that he intends to enforce payment by a sale of the pledge; which notice shall be served by leaving a copy with the pledger, if he resides within this state and his residence is known to the holder, otherwise by publishing it at least once a week for three successive weeks, in one of the principal newspapers in the city or town where the pledgee resides, or if there is no such paper, in one [of] the principal newspapers published in the county, or in the state paper. Such notice, together with an affidavit of service, shall be recorded in the clerk's office of the city or town where the pledgee resides.

Notice of, how served.

—to be recorded.

Pledge, sale of.

SECT. 2. If the money to be paid or the thing to be done is not paid or performed, or tender thereof made within sixty days after such notice is so recorded, the holder may sell the pledge at public auction, and apply the proceeds to the satisfaction of the debt or demand, and the expenses of the notice and sale, and any surplus shall be paid to the party entitled thereto on demand.

Approved February 24, 1875.