

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
AS PASSED BY THE
Ninety-second and Ninety-third
Legislatures
OF THE
STATE OF MAINE

From April 22, 1945 to May 14, 1947
AND MISCELLANEOUS STATE PAPERS
From May 25, 1945 to May 14, 1947

Published by the Revisor of Statutes in accordance
with Chapter 10 of the Revised Statutes of 1944.

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PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-third Legislature

1947

such fuel upon which the tax has not been paid, which upon an audit the state tax assessor may find to have been received into the state during the preceding year by the distributor and not properly accounted for in a distributor's report or in accordance with law. ~~An allowance of not more than 1% from the amount of fuel received by the distributor into the state, plus 1% on all transfers in vessels or tank cars by a distributor in the regular course of his business from one of his places of business to another within the state may be allowed by the tax assessor to cover the loss through shrinkage, evaporation, or handling sustained by the distributor; but the state tax assessor shall make additional allowances for losses sustained by the distributor if the same are necessary to save the distributor from paying the above tax on gasoline neither sold nor used by such distributor within the state. An allowance of not more than 1% from the amount of fuel received by the distributor, plus 1% on all transfers in vessels or tank cars by a distributor in the regular course of his business from one of his places of business to another within the state, may be allowed by the tax assessor to cover the loss through shrinkage, evaporation or handling sustained by the distributor; but the total allowance for such losses shall not exceed 2% of the receipts by such distributor and no further deduction shall be allowed unless the state tax assessor is satisfied on definite proof submitted to him that a further deduction should be allowed by him for a loss sustained through fire, accident or some unavoidable calamity.~~

Sec. 3. Intent. It is the intent of the legislature that the provisions of this act shall not be held to be inconsistent with the provisions of sections 1 and 3 of chapter 349 of the public laws of 1947, but the intent being to amend sections 1 and 3 of chapter 349 of the public laws of 1947 to conform to the provisions of this act.

Effective August 13, 1947

Chapter 380

AN ACT Relating to Fees of Registers of Deeds.

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

R. S., c. 79, § 232, amended. Section 232 of chapter 79 of the revised statutes is hereby amended to read as follows:

'Sec. 232. Fees payable to registers of deeds. Registers of deeds shall receive for:

Recording a deed, mortgage, or lease, or description of a family burying-ground, ~~75c~~ \$1;

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Recording the assignment or release of a mortgage or certificate of discharge of an attachment, ~~50c~~ 75c;

Recording a levy, ~~\$1.50~~ \$2, and the same sum for certified copies of these instruments as for recording them;

Entering in the margin of a record a discharge of the mortgage or attachment to be signed by the person discharging it, ~~25c~~ 50c;

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, ~~25c~~ 50c;

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, ~~25c~~ 50c;

Examining and certifying a copy of a plan, ~~50c~~ 75c, 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, ~~50c~~ 75c;

Receiving and filing certificate of election of clerk of a corporation, or resignation of such clerk, ~~50c~~ 75c;

Recording certificates of foreclosure of mortgages, or notices of foreclosure, ~~\$1.50~~;

Recording a certificate or copy of a judgment or decree in equity, ~~50c~~ 75c. 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, ~~50c~~ 75c for each certificate of not more than 1 page, and 25c for each additional page;

Filing and indexing copy of process against a domestic corporation, 20c, to be paid by the officer serving it;

Receiving, filing, and recording certificate and description of homestead, ~~50c~~ 75c;

Recording copy of petition for release of attachment and certificate that bond has been filed, ~~75c~~ \$1;

Recording certificate of approval of sale of real estate and price, when husband or wife refuses to release interest and right by descent, ~~25c~~ 50c;

Recording certificates of organization of corporations and copies thereof for filing with the secretary of state, \$5;

Recording certificates of incorporation for corporations without capital stock, ~~\$1~~ \$2;

Filing and recording original or authenticated copy of cooperative marketing agreement, ~~50c~~ 75c;

Filing and recording affidavit of cooperative marketing association, ~~50c~~ 75c plus 1c additional for each member listed therein;

~~Certifying the record or copy of plan showing allotment of lands in any~~

city or town, 50c, 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;

For filing and indexing a copy of a plan, a minimum of \$2; plans requiring more than 1 page of the plan book shall be \$2 per page;

Recording a bond for a deed, or copy or abstract of will, \$1;

Recording approval of bond or certificate of adjudication in bankruptcy, ~~25c~~ 50c.

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, the sum of ~~\$1~~ \$1.50 for the first 500 words, and the sum of 20c for each 100 words or fraction thereof in excess of 500 words.

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

Effective August 13, 1947

Chapter 381

AN ACT Relating to Returns to Commissioner of Education of Towns Having Seventy-five or More Teachers.

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

R. S., c. 37, § 72, amended. The last sentence of section 72 of chapter 37 of the revised statutes is hereby repealed and the following enacted in place thereof:

'Annually, in the month of June or whenever a superintendent of schools is chosen, the chairman and secretary pro tempore of the committee or board of education shall certify to the commissioner, upon forms prescribed by him, all facts relative to the employment of a superintendent including the amount of the salary to be paid; then upon the approval of said certificate by the commissioner, the superintendent so employed shall, on presentation of proper vouchers, receive monthly out of the sum appropriated for superintendence of towns comprising school unions a sum equal to the amount paid by the town, provided that the amount so paid shall not exceed \$1,500 for 1 year for the superintendent of any one town.'

Effective August 13, 1947