

MAINE STATE LEGISLATURE

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THE
REVISED STATUTES

OF THE

STATE OF MAINE,

PASSED APRIL 17, 1857;

TO WHICH ARE PREFIXED

THE CONSTITUTIONS

OF THE

UNITED STATES AND OF THE STATE OF MAINE:

WITH AN

APPENDIX.

PUBLISHED BY AUTHORITY OF THE LEGISLATURE.

BANGOR:
WHEELER & LYNDE.

1857.

partly in another, may be sold by an auctioneer of either; but if any auctioneer sells or offers to sell any real or personal property at public auction in any other towns, than those authorized by his license, or if any person sells without a license, he shall forfeit not exceeding six hundred dollars.

SEC. 7. If the tenant or occupant of any building, having actual possession and control thereof, knowingly permits any person to sell any goods or chattels at public auction contrary to the provisions of this chapter, in such building, or in any apartment, or yard appurtenant thereto, he shall forfeit not more than six hundred, nor less than one hundred dollars.

SEC. 8. Nothing in the preceding sections shall extend to sales made by sheriffs, deputy sheriffs, coroners, constables or collectors of taxes, executors or administrators, or any other person authorized to sell goods, chattels, or lands, by order of any court or judge of probate.

SEC. 9. All fines imposed by this chapter may be recovered by indictment in any court proper to try the same; and it shall be the especial duty of city marshals and their deputies, sheriffs, constables and police officers, to make immediate complaint for every offence against the provisions hereof; and one-half of all fines shall be for the use of the prosecutor, and the other for the use of the town where the offence is committed.

CHAP. 34.

lying in two towns, how sold. Penalty. R. S., c. 46, § 8, 9.

Penalty for permitting any person to sell, contrary to law, &c. R. S., c. 46, § 10.

Exceptions as to sales by officers. R. S., c. 46, § 6.

Fines, how recovered and appropriated. 1853, c. 23, § 4.

CHAPTER 35.

PAWNBROKERS AND INTELLIGENCE OFFICES.

PAWNBROKERS.

- SEC. 1. License and removal of pawnbrokers, and penalty for acting without license.
2. To keep an accurate and particular account of all business done, under a penalty.
3. Rate of interest fixed at twenty-five per cent. on loan of twenty-five dollars, and six on larger.
4. Time and mode of selling pawned property, and notice thereof, fixed under a penalty.
5. Penalty for not paying over proceeds of sale, after deducting amount due on loan.

INTELLIGENCE OFFICES.

6. Municipal officers may license intelligence offices. Penalty for keeping such office without license.
7. Penalties, how recovered and appropriated.

PAWNBROKERS.

SEC. 1. The municipal officers of any town may grant licenses to persons of good moral character to be pawnbrokers therein for one year, unless sooner removed by said officers for a violation of law regulating their business; and any person carrying on said business without a license, shall be liable to a penalty not exceeding one hundred dollars.

License and removal of pawnbrokers, &c. 1855, c. 152, § 1, 2.

CHAP. 35.

To keep an account of all business done, under a penalty. 1855, c. 152, § 3, 4.

Rates of interest fixed. 1855, c. 152, § 5.

Time and mode of selling pawned property, and notice thereof, fixed under a penalty. 1855, c. 152, § 6, 7.

Penalty for not paying over proceeds of sale, &c. 1855, c. 152, § 8.

SEC. 2. Every pawnbroker shall keep a book, in which he shall enter the date, duration, amount and rate of interest, of every loan made by him; an accurate account and description of the property pawned, and the name and residence of the pawner, and, at the same time, deliver to said pawner a written memorandum signed by him, containing the substance of the above entry, and, at all reasonable times, submit said book to the inspection of any of the officers aforesaid; and for every violation of this section he shall forfeit twenty dollars.

SEC. 3. No pawnbroker shall directly or indirectly receive any rate of interest greater than twenty-five per cent. a year on a loan not exceeding twenty-five dollars, nor than six per cent. on a larger loan made upon property pawned, under a penalty of one hundred dollars for each offence.

SEC. 4. No pawnbroker shall sell any property pawned, until it has remained in his possession three months after the expiration of the time for which it was pawned; and all such sales shall be at public auction by a licensed auctioneer, and after notice of the time and place of sale, the name of the auctioneer, and a description of the property to be sold are published in a newspaper in the town, where the property is pawned, if any, and if not, posted in two public places therein at least two weeks before the sale; and all sales of such property otherwise made, shall be wholly void, and the pawnbroker, undertaking to make the same, shall forfeit twenty dollars for every such offence.

SEC. 5. After deducting from the proceeds of any sale as aforesaid the amount of the loan, the interest then due, and the proportional part of the expenses of sale, such pawnbroker shall pay the balance to the person entitled to redeem such property if no sale had been made; and if not so paid on demand, he shall forfeit double the amount so retained, one-half to the use of the pawner, and the other to the use of the state.

INTELLIGENCE OFFICES.

Municipal officers may license intelligence offices. Penalty. 1854, c. 105, § 1, 2.

SEC. 6. The municipal officers of any town may, upon payment of one dollar each, grant licenses to suitable persons for one year, unless sooner revoked after notice and for cause, to keep offices for the purpose of obtaining employment for domestics, servants, or other laborers, except seamen, or of giving information relating thereto, or of doing the usual business of intelligence offices; and no person shall keep such an office, without a license, under a penalty not exceeding fifty dollars for every day it is so kept.

Penalties, how recovered and appropriated. 1854, c. 105, § 1. 1855, c. 152, § 2, 4, 5, 7.

SEC. 7. The penalties provided in this chapter may be recovered by complaint or indictment, in any court of competent jurisdiction, for the use of the state, when not otherwise appropriated.