

MAINE STATE LEGISLATURE

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DOCUMENTS

PRINTED BY ORDER OF

THE LEGISLATURE

OF THE

STATE OF MAINE,

DURING ITS SESSION

A. D. 1849.



Augusta:

WM. T. JOHNSON;.....PRINTER TO THE STATE.

1850.

TWENTY-NINTH LEGISLATURE.

No. 16.]

[SENATE.

STATE OF MAINE.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND
FORTY-NINE.

AN ACT to exempt homesteads from attachment and
levy or sale on execution.

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

SECTION 1. The real estate of any citizen residing
2 within this state, and any interest he may have therein,
3 or the dwelling-house of any such citizen though
4 standing on land not his own, shall be exempt from
5 attachment and levy or sale on execution to the value
6 of five hundred dollars on any debt contracted by him.

SEC. 2. If any real estate or any interest therein,

2 or any dwelling-house held as aforesaid, shall be
3 attached or seized on execution to be sold or levied
4 upon, and the value thereof shall exceed five hundred
5 dollars, the attachment, seizin, sale and levy shall be
6 effectual to hold or pass what may remain thereof after
7 setting off to the debtor from such part thereof as he
8 may select, five hundred dollars in value, which set-
9 off the officer having the execution shall cause to be
10 made and appraised by three disinterested men in the
11 same manner provided by law for setting off lands on
12 levy of execution.

SEC. 3. Such exemption shall not extend to any
2 lien on any property real or personal, obtained before
3 this act takes effect, or any mortgage lawfully ob-
4 tained.

SEC. 4. No conveyance or alienation by the hus-
2 band, of any property exempt and set off as aforesaid,
3 shall be valid unless the wife join in the deed of con-
4 veyance.

SEC. 5. Nothing in this act shall be considered as
2 exempting any property from taxation or sale for
3 taxes.

SEC. 6. This act shall take effect from and after
2 the last day of December next.

STATE OF MAINE.

IN SENATE, June 19, 1849.

ORDERED, That 500 copies of the foregoing Bill, (reported by Mr. Foster, from the joint select committee on the subject of homestead exemptions,) be printed for the use of the Legislature.

DANIEL T. PIKE, *Secretary*.

HOUSE OF REPRESENTATIVES, June 20, 1849.

ORDERED, That 2,000 copies of the Bill to exempt homesteads from attachment, be printed for the use of the Legislature.

E. W. FLAGG, *Clerk*.