MAINE STATE LEGISLATURE

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COMMITTEE AMENDMENT "A " to H. P. 1526, L. D. 1960, Bill,

"AN ACT Providing for the Foreclosure of Real Property Mortgages."

Amend said Bill in section 3 in that part designated "§6091."
by striking out all of the first underlined sentence and inserting
in place thereof the following: 'After breach of a condition in
the mortgage, the mortgagee or any person claiming under him
may proceed for the purpose of foreclosure by a civil action
against all parties in interest in either the Superior Court or
the District Court in a division located in the county seat in
the county where the mortgaged premises or any part thereof
are located, or, if there is no District Court located in said
county seat, then in the District Court nearest to said county seat.'

Further amend said Bill in section 3 in that part designated
"§6094." by striking out the period at the end and inserting in
place thereof the following:
'if the mortgagor has appeared personally or by an attorney in the
proceeding. If the mortgagor has not appeared personally or by an
attorney the surplus shall be paid to the clerk of courts, who shall
hold the surplus in escrow for 6 months for the benefit of the
mortgagor, his successor, heirs or assigns and if the surplus remains
unclaimed after 6 months the clerk shall pay the surplus to the
Treasurer of State to be credited to the General Fund.'

(Filing No. H-56)

Further amend said Bill in section 3 in that part designated "§6095." by adding at the end the following underlined sentence: 'The method of foreclosure set forth in sections 6091 and 6094, inclusive, shall not apply to tax lien mortgages created under Title 36.'

Statement of Fact

The purpose of this amendment is to clarify the bill.

Reported by the Committee on Judiciary.

Reproduced and distributed under the direction of the Clerk of the House.

6/14/73

(Filing No. H-566)