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# FORTY-SEVENTH LEGISLATURE.

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HOUSE.

No. 108.

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## STATE OF MAINE.

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

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AN ACT to amend chapter fifteen of the public laws of eighteen hundred fifty-eight in relation to liens upon vessels.

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

SECTION 1. Section twenty-four of chapter fifteen of the public laws of eighteen hundred fifty-eight is hereby amended by striking out the words "the court," in the first line, and inserting instead thereof, the words "any justice of said court, in vacation," and also, by adding after the word "meaning," in the last line, the following, "and when it shall appear to such judge, upon a hearing, after a reasonable notice to the parties in interest, that the vessel, so attached,

10 is kept at great expense and loss to the owners or lien  
11 claimants, he may order such vessel to be sold by the  
12 attaching officer, and the proceeds paid into the court,  
13 where the first writ of attachment is returnable, sub-  
14 ject to the provisions in sections eighteen and nineteen  
15 of said chapter," so that the section as amended shall  
16 read as follows :

17 "*Sect. 24.* Any justice of said court in vacation in  
18 the manner of a court sitting in admiralty, may make  
19 such orders and decrees as may be necessary for carry-  
20 ing out the provisions of this act according to their  
21 true intent and meaning ; and when it shall appear to  
22 such judge upon a hearing, after a reasonable notice  
23 to the parties in interest, that the ship or vessel, so  
24 attached, is kept at great expense and loss to the  
25 owners or lien claimants, he may order such ship or  
26 vessel to be sold by the attaching officer, and the pro-  
27 ceeds paid into the court where the first writ of attach-  
28 ment is returnable, subject to the provisions in sections  
29 eighteen and nineteen in said chapter."

SECT. 2. Any person described in section one of  
2 said chapter fifteen, and having a lien for labor or  
3 materials furnished for building a ship or vessel, may,  
4 if he does not see fit to enforce such lien by attach-  
5 ment within the time mentioned in said section, pre-

6 serve such lien by filing within four days from the  
7 time such ship or vessel departs from the port at which  
8 she was when the debt was contracted, in the office of  
9 the clerk of the city or town within which the ship or  
10 vessel was at the time the debt was contracted, a  
11 statement, subscribed and sworn to by himself or some  
12 person in his behalf, giving a just and true account of  
13 the demand claimed to be due to him, with all just  
14 credits, and also the name of the person with whom  
15 the contract was made, the name of the owner of the  
16 ship or vessel, if known, and the name of the ship or  
17 vessel; which statement shall be recorded by the clerk  
18 of such city or town in a book kept by him for that  
19 purpose, and such lien may afterwards be enforced by  
20 attachment in the manner provided by said chapter  
21 fifteen.

SECT. 3. This act shall take effect when approved  
2 by the governor.

STATE OF MAINE.

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IN HOUSE OF REPRESENTATIVES, }  
February 20, 1868. }

Reported from the Committee on Legal Reform, by Mr. SPAULD-  
ING of Richmond.

S. J. CHADBOURNE, *Clerk.*