

MAINE STATE LEGISLATURE

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FIFTY-EIGHTH LEGISLATURE.

HOUSE.

No. 130.

STATE OF MAINE.

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

AN ACT relating to lien claims.

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

SECTION 1. In all actions now pending, or that may
2 be hereafter brought to enforce a lien where the labor
3 or materials were not furnished by a contract with
4 the owner of the property to be affected, such
5 owner may voluntarily appear and become a party
6 to the suit. If he does not so appear, notice of the
7 suit, such as the court orders, shall be given him,
8 and he shall then become a party to the suit.

SECT. 2. In any such action, judgment may be
2 rendered for the plaintiff against the defendant, and
3 the property attached, covered by the lien, or
3 against either, for so much as shall be found due

4 by virtue of the lien; and in case the amount due
5 exceeds the amount covered by the lien, then a
6 separate execution shall be issued to the plaintiff
7 against the defendant for said excess, and the
8 plaintiff may discontinue as to any defendant. The
9 court may apportion costs as justice requires.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES, }
February 14, 1879. }

Reported from the Committee on the Judiciary, by Mr. LOCKE
of Portland, and ordered printed under the Joint Rule.

B. L. STAPLES, *Clerk.*