

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

---

---

SEVENTY-SIXTH LEGISLATURE

---

---

HOUSE

NO. 109

---

---

*House of Representatives, Jan. 31, 1913.*

*Tabled pending reference to a committee by Mr. Wheeler of  
Paris and ordered printed.*

*W. R. ROIX, Clerk.*

---

---

STATE OF MAINE

---

IN THE YEAR OF OUR LORD ONE THOUSAND NINE  
HUNDRED AND THIRTEEN.

---

AN ACT to amend Section five, Chapter one hundred and thir-  
teen of the Revised Statutes of the State of Maine, relating  
to Personal Property bargained and delivered to another,  
which shall remain the property of the seller till paid for.

---

*Be it enacted by the People of the State of Maine, as follows:*

Section five of Chapter one hundred and thirteen of the  
2 Revised Statutes is hereby amended by inserting after the  
3 word "purchase" and before the word "the" in the ninth line  
4 of said section the following: 'When all the purchasers  
5 reside without the state, the agreement shall be recorded in  
6 the office of the clerk of the town where the seller resides  
7 when the sale is made; but if part of the purchasers reside

8 in the state, then said agreement shall be recorded in the of  
9 fice of the clerk of the town in which such purchasers reside  
10 when the sale is made,' so that said section as amended shall  
11 read as follows:

'Sect. 5. No agreement that personal property bargained  
13 and delivered to another, shall remain the property of the  
14 seller till paid for, is valid unless the same is in writing and  
15 signed by the person to be bound thereby. And when so  
16 made and signed, whether said agreement is, or is called a  
17 note, lease, conditional sale, purchase on installments, or by  
18 any other name, and in whatever form it may be, it shall not  
19 be valid, except as between the original parties thereto, un-  
20 less it is recorded in the office of the clerk of the town in  
21 which the purchaser resides at the time of the purchase.  
22 When all the purchasers reside without the State, the agree-  
23 ment shall be recorded in the office of the clerk of the town  
24 where the seller resides when the sale is made; but if part  
25 of the purchasers reside in the State, then said agreement  
26 shall be recorded in the office of the clerk of the town in  
27 which such purchasers reside when the sale is made. The  
28 fee for recording the same shall be the same as that for re-  
29 cording mortgages of personal property. All such property,  
30 whether said agreements are recorded or not, shall be sub-  
31 ject to redemption and to trustee process as provided in sec-  
32 tion fifty of chapter eighty-eight, but the title may be fore-  
33 closed in the same manner as is provided for mortgages of  
34 personal property.'