

MAINE STATE LEGISLATURE

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SEVENTY-EIGHTH LEGISLATURE

HOUSE

NO. 169

House of Representatives, Feb. 8, 1917.

Referred to Committee on Legal Affairs and one thousand copies ordered printed. Sent up for concurrence.

W. R. ROIX, Clerk.

Presented by Mr. Murray of Bangor.

STATE OF MAINE

IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND SEVENTEEN

AN ACT additional to Chapter 94 of the Revised Statutes
relating to mechanics' liens.

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

Sect. 1. Any person, firm, or corporation, who, by himself or employees, sells gasoline for the propelling of any automobile, or furnishes or performs labor, materials, accessories, supplies or storage, for any automobile by direction or consent of the owner thereof, shall have a lien on such automobile for reasonable charges for said gasoline or for said labor, materials, accessories, supplies, or storage so used and furnished.

Sect. 2. Such lien shall have precedence over all other
2 claims and incumbrances on said automobile not made to se-
3 cure a similar lien, and may be enforced as hereinafter
4 specified; said lien, however, shall be dissolved if said auto-
5 mobile has actually changed ownership prior to the filing of
6 said lien claim in the town clerk's office as herein specified.

Sect. 3. The lien mentioned in the preceding sections shall
2 be dissolved unless the claimant within thirty days after the
3 gasoline, labor, materials, accessories, supplies, or storage,
4 sold, performed, or furnished, filed in the office of the clerk
5 of the town in which the owner of such automobile resides, a
6 true statement of the amount due of such gasoline, labor,
7 materials, accessories, supplies, or storage, so furnished, with
8 all just credits given, together with a description of the auto-
9 mobile to which the same shall have been furnished or sup-
10 plied, sufficient to identify it, and the name of the owner, if
11 known, which shall be subscribed and sworn to by a person
12 duly authorized acting for and on behalf of the person, firm,
13 or corporation claiming lien, and recorded in a book kept for
14 that purpose by said town clerk, which said clerk shall be
15 entitled to the same fees therefor as for recording mort-
16 gages.

Sect. 4. No inaccuracy in such statement relating to said
2 automobile, if the same can be reasonably recognized, or in
3 stating the amount due for labor, gasoline, materials, acces-
4 sories, supplies, or storage, shall invalidate the proceedings
5 unless it appears that the person making it wilfully claims
6 more than is due.

Sect. 5. Such lien may be enforced by a writ of attachment commenced at any time within ninety days after the gasoline is sold, the labor performed, materials, accessories, supplies or storage are furnished, and not afterwards, provided said lien claim is duly filed as herein required.