

# MAINE STATE LEGISLATURE

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SEVENTY-EIGHTH LEGISLATURE

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HOUSE

NO. 516

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*House of Representatives, March 7, 1917.*

*Referred to Committee on Judiciary and one thousand copies ordered printed. Sent up for concurrence.*

*W. R. ROIX, Clerk.*

*Presented by Mr. Farrington of Augusta.*

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STATE OF MAINE

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

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AN ACT to discharge of record attachments of Real Estate  
which have lapsed.

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

Section 1. When an attachment of real estate is made in  
2 any action and the writ is not entered in court, or when any  
3 attachment of real estate is dissolved by lapse of time or  
4 failure to levy upon the judgment debt within the time pre-  
5 scribed by law to preserve said attachment, and the said  
6 attachment then remains undischarged upon the records of  
7 the Registry of Deeds, the plaintiff upon the demand of the

8 defendant shall either cause the said attachment to be dis-  
9 charged upon the records of the Registry of Deeds, or give  
10 a certificate, signed, sealed, and acknowledged by him that  
11 said attachment is discharged when said certificate is pre-  
12 pared and presented to the plaintiff by the defendant, which  
13 said certificate the Register of Deeds shall record with ref-  
14 erence thereto on the margin of the record of said attach-  
15 ment.

Sect. 2. If the plaintiff shall upon demand unreasonably  
2 delay or refuse to discharge the said attachment as pre-  
3 scribed in Section 1 of this act, then a bill in equity against  
4 the said plaintiff may be filed by the defendant in the Su-  
5 preme Judicial Court, in the County in which the attach-  
6 ment of said real estate has been made; upon said bill,  
7 such notice shall be given as may be ordered by any Justice  
8 of the said court, in term time or in vacation, and upon  
9 proof thereof, such proceedings may be had according to  
10 the usual course of suits in equity, and said attachment  
11 shall be discharged by a decree of court duly filed in the  
12 Registry of Deeds which the Register of Deeds shall record  
13 with reference thereto on the margin of the record of said  
14 attachment.