

MAINE STATE LEGISLATURE

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EIGHTY-FIRST LEGISLATURE

HOUSE

NO. 53

House of Representatives, Feb. 7, 1923.

Referred to Committee on Taxation and five hundred copies ordered printed. Sent up for concurrence.

CLYDE R. CHAPMAN, Clerk.

Presented by Mr. Wing of Auburn.

STATE OF MAINE

**IN THE YEAR OF OUR LORD ONE THOUSAND NINE
HUNDRED AND TWENTY-THREE**

AN ACT to Amend Chapter Two Hundred Ninety-four of the Public Laws of Nineteen Hundred Seventeen, as Amended by Chapter Sixty-three of the Public Laws of Nineteen Hundred Twenty-one, Relating to Seizure and Forfeiture of Vehicles Carrying Intoxicating Liquors Intended for Illegal Sale.

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

Chapter two hundred ninety-four of the public laws of 2 nineteen hundred seventeen, as amended by chapter sixty-3 three of the public laws of nineteen hundred twenty-one, 4 is hereby amended by adding thereto the following words:

'Any right, interest or title of any person or corporation

2 other than the person or persons in possession or control
3 of any such automobile, truck, wagon, boat, vessel or ve-
4 hicle shall also be forfeited unless the possession or con-
5 trol of the person using the same for the unlawful trans-
6 portation aforesaid shall be without the knowledge of the
7 person or corporation claiming such right, interest or title.

‘Any claimant of any right, interest or title in such auto-
2 mobile, truck, wagon, boat, vessel or vehicle must allege
3 and prove that the possession and control of the same was
4 without his knowledge or consent or the knowledge or con-
5 sent of any person holding title under or by virtue of a
6 contract with him,’ so that said section as amended shall
7 read as follows:

‘Claim that boat or vehicle was being used without consent
2 of owner not a defense. All automobiles, trucks, wagons,
3 boats or vessels, and vehicles of every kind, not common
4 carriers, containing intoxicating liquors intended for illegal
5 sale within the state, found within the state in the pos-
6 session or in the control of any person using them for the
7 transportation of intoxicating liquors intended for illegal
8 sale within the state, shall be seized by any officer seizing
9 the liquors transported therein, shall be libelled as is pro-
10 vided for the libeling of intoxicating liquors and the vessels
11 in which they are contained under chapter one hundred
12 and twenty-seven of the revised statutes, and shall be de-
13 clared forfeited by the court and sold in the same manner

14 as is provided for the sale of vessels containing intoxi-
15 cating liquors.

‘Any right, interest or title of any person or corporation
2 other than the person or persons in possession or control
3 of any such automobile, truck, wagon, boat, vessel or ve-
4 hicle shall also be forfeited, unless the possession or con-
5 trol of the person using the same for the unlawful trans-
6 portation aforesaid shall be without the knowledge of the
7 person or corporation claiming such right, interest or title.

‘Any claimant of any right, interest or title in such auto-
2 mobile, truck, wagon, boat, vessel or vehicle must allege
3 and prove that the possession and control of the same was
4 without his knowledge or consent or the knowledge or con-
5 sent of any person holding title under or by virtue of a
6 contract with him.’