

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)

EIGHTY-FOURTH LEGISLATURE

House Document

No. 707

S. P. 699 House of Representatives, March 21, 1929.

Referred to Committee on Revision of Statutes in concurrence and 500 copies ordered printed.

CLYDE R. CHAPMAN, Clerk.

Presented by Senator Weatherbee of Penobscot.

STATE OF MAINE

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

AN ACT to Amend Section Seventy-one of Chapter Eighty-six of the Revised Statutes as Amended by Chapter Two Hundred Seventy-one of the Public Laws of Nineteen Hundred Seventeen, Relative to Certificate of Dissolution of Attachments and Release of Attachments.

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

Section seventy-one of chapter eighty-six of the revised
2 statutes as amended by chapter two hundred and seventy-
3 one of the public laws of nineteen hundred and seventeen is
4 hereby amended by striking out all of said section and by
5 substituting therefor the following:

'Sect. 71. *Certificate of dissolution of attachment; plain-*

2 *tiff or his attorney may release attachment.* When an at-
3 tachment is dissolved by judgment for the defendant, or
4 if the writ upon which the attachment is made is not en-
5 tered in the court to which it was returnable within the
6 first five days of said return term, the clerk of the court
7 shall give any person applying therefor a certificate of that
8 fact, which the register of deeds shall note on the margin
9 of the record of the attachment. The said clerk of courts
10 may charge a fee of fifty cents for such certificate. Before
11 or after the entry of said writ in said court, or before or
12 after judgment thereon, or if said writ is not entered in
13 court, the plaintiff, or his attorney in such suit, may dis-
14 charge the attachment in writing on the margin of the
15 record thereof, or said plaintiff or said attorney may give
16 a certificate, signed, sealed and acknowledged by him, that
17 said attachment is in whole or in part discharged, which the
18 register of deeds shall record with a reference thereto on
19 the margin of the records of attachments. The register of
20 deeds shall note the record of said discharge on the margin
21 of the records of attachments within an hour of the deliv-
22 ery to him of either of the aforesaid certificates. Such at-
23 tachment may be discharged on the record thereof in the
24 registry of deeds by an attorney at law authorized in writ-
25 ing by the plaintiff in said suit, provided, however, that said
26 writing is first recorded or filed in said registry of deeds
27 with a reference thereto made by said register of deeds on
28 the margin of the record of the attachment.'