

MAINE STATE LEGISLATURE

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E I G H T Y - S I X T H L E G I S L A T U R E

Legislative Document

NO. 343

H. P. 846

House of Representatives, Feb. 1, 1933.

Referred to Committee on Judiciary and 500 copies ordered printed.
Sent up for concurrence.

HARVEY R. PEASE, Clerk.

Presented by Mr. Carleton of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED THIRTY-
THREE

AN ACT Relative to the Foreclosure of Chattel Mortgages.

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

R. S. c. 105, § 4, amended. Section 4 of c. 105 of the revised statutes is hereby amended to read as follows:

'Sec. 4. Notice of foreclosure. The mortgagee or his assignee after condition broken, may give to the mortgagor or his assignee, when his assignment is recorded where the mortgage is recorded, written notice of his intention to foreclose the same, by leaving a copy thereof with the mortgagor or such assignee, or if the mortgagor ~~cannot be found by reasonable diligence or~~ is out of the state although resident therein, by leaving such copy at his last and usual place of abode, or by publishing ~~such notice~~ once a week for 3 successive weeks in 1 of the principal newspapers published **and printed in whole or in part** in the town where the mortgage is recorded. **If the mortgagor cannot be found within the state by reasonable diligence, or takes up his residence outside the state, or remains outside of the state for the greater portion of 3 consecutive months, the mortgagee or his assignee, while any condition of the said mortgage remains broken, may foreclose such mortgage by publishing such notice once a week for 3 successive weeks in 1 of the principal newspapers published and printed in whole or in part in the town where the**

mortgage is recorded. When the mortgagor or his assignee of record is not a resident of the state and no newspaper is published in such town, such notice may be published in any newspaper **published and** printed **in whole or in part** in the county where the mortgage is recorded.'