

MAINE STATE LEGISLATURE

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

Legislative Document

No. 506

H. P. 1323

House of Representatives, February 8, 1939.

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

HARVEY R. PEASE, Clerk.

Presented by Mr. Cowan of Portland.

S T A T E O F M A I N E

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
THIRTY-NINE

AN ACT to Preserve Attachments Against Property or of Persons Who Die Subsequent to the Attachment and Whose Estates Are Later Decreed to be Insolvent.

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

R. S., c. 95, § 73, amended. Section 73 of chapter 95 of the revised statutes is hereby amended to read as follows:

‘Sec. 73. Attachments, how dissolved. All attachments of real or personal estate are dissolved by final judgment for the defendant; ~~by a decree of insolvency on his estate before a levy or sale on execution;~~ by insolvency proceedings commenced within 4 months, as provided in the insolvency law; by a reference of the suit and all demands between the parties thereto, by a rule of court, and judgment on the report of the referees; and by an amendment of the declaration, by consent of parties, so as to embrace a larger demand than it originally did, and judgment for the plaintiff thereon, unless the record shows that no claims were allowed the plaintiff not originally stated in the writ.’