

# 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)

(Transmitted by Director of Legislative Research pursuant to joint order)

---

---

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

---

---

**Legislative Document**

**No. 1160**

---

---

H. P. 1835

House of Representatives, March 2, 1949.

Referred to Committee on Judiciary, sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk.

Presented by Mr. Williams of Auburn.

---

---

**STATE OF MAINE**

---

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
FORTY-NINE

---

**AN ACT Relating to Descent of Real Estate in Divorce.**

---

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

R. S., c. 153, § 64-A, additional. Chapter 153 of the revised statutes is hereby amended by adding thereto a new section to be numbered 64-A, to read as follows:

'Sec. 64-A. Descent of real estate in divorce. The rights acquired under the provisions of sections 62 and 64 by a libelant in the real estate of the libelee, shall not be effectual against any person not having actual notice of such divorce unless an abstract of the decree of divorce, setting forth the names, residence of the parties, the date of the decree and the court where granted is filed in the registry of deeds in the county where the real estate is situated.

The clerk of the court, at the written request of the libelant, or his attorney, shall file such abstract in such registry or registries within 10 days of the date of the decree of divorce.

Such abstract if filed more than 10 days subsequent to the date of the decree shall be effectual against all parties subsequent to the recording of said abstract.

When a divorce has been granted out of the state, the libelant shall cause an abstract of the decree to be recorded in such registry, and the rights of the libelant shall not be effectual until such abstract is recorded.

The clerk of the court shall be paid \$2 for such abstract, \$1 of which he shall pay to the register and \$1 of which he shall retain.'