

MAINE STATE LEGISLATURE

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PUBLIC ACTS

OF THE

STATE OF MAINE,

PASSED BY THE

EIGHTEENTH LEGISLATURE,

JANUARY SESSION, 1838.

Published agreeably to the Resolve of June 28, 1820.

AUGUSTA:
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1838.

law, the corporation whose lands, tenements and hereditaments or any right, title or interest therein is so taken and sold, shall have the right of redeeming the same within the same time, and in such manner, and with like remedies to compel a reconveyance in case of payment or tender of payment of the sum for which the same was sold and interest thereon, as is provided in cases of equities of redemption of real estate mortgaged. How redeemed.

SECT. 2. *Be it further enacted, That the right of redemption herein given may be attached on mesne process and taken and sold on execution and the avails thereof disposed of in the same way, with the same right to the corporation from which the property is taken to redeem the same, within the same time and in like manner and with like remedies to compel a reconveyance in case of payment or tender of payment of the sum for which the same was sold and interest thereon, as is provided in cases of equities of redemption.* Right of redemption liable to be attached.
How redeemed.

[Approved by the Governor March 20, 1838.]

Chapter 333.

AN ACT additional to "An Act respecting mortgages and the rights in equity of redemption."

SECTION 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled, That in all cases of mortgages of real estate, in addition to the modes now provided by law for foreclosing the same, the mortgagee or his assigns may give public notice, in some newspaper printed in the County, where said real estate is situated, of his claim by mortgage to such real estate, and that the condition in the same has been broken, by reason whereof he claims to foreclose such mortgage, which notice shall be published three weeks successively in such newspaper; or such mortgagee or his assigns may cause a notice of* Proceedings to foreclose mortgages.
Mortgagee to give notice of intention to foreclose.
Notice how given.

such claim to foreclose to be served on the mortgagor or his assigns, by having an attested copy of such notice delivered to him in hand by the Sheriff or his Deputy, or any Constable of the town, where the mortgagor or his assigns may live; and said publication, or notice and service thereof, shall be considered as equivalent to, and as having all the effects of, an open and peaceable entry for the purpose of foreclosing.

Its effect.

Copy of notice, &c., where to be recorded. —when.

SECT. 2. *Be it further enacted,* That a copy of such public notice, and the name and date of the newspaper, in which the last publication is had, or the original notice and the officer's return thereon, shall be recorded in the registry of deeds, where the mortgage is recorded, within thirty days after the last publication of the notice, or the service of said notice on the mortgagor or his assigns; and, if not so recorded, the same shall be of no avail for the purpose of foreclosing.

[Approved by the Governor March 20, 1838.]

Chapter 334.

AN ACT additional to an Act, entitled "An Act to encourage the culture of wheat within this State"—and giving a bounty on Indian Corn.

Bounty upon raising wheat.

1 dollar for 10 bushels—for every additional bushel under 20, 10 cents—over 20 and under 200 6 cents—over 200 3 cents.

SECTION 1. *Be it enacted by the Senate and House of Representatives in Legislature assembled,* That the following shall be the bounty paid upon wheat raised within this State, instead of the system provided by the Act to which this is additional, viz:—Ten bushels shall be the minimum or least amount for which a bounty shall be paid. To the person who shall raise ten bushels of well cleansed wheat one dollar, and for every additional bushel between ten and twenty bushels ten cents and for every bushel above twenty bushels and less than two hundred, six cents—and for every bushel over two hundred bushels three cents.

SECT. 2. *Be it further enacted,* That there shall