

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

PASSED BY THE

THIRTIETH LEGISLATURE

OF THE

STATE OF MAINE,

A. D. 1850.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820, February 26, 1840,  
and March 16, 1842.  
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1850.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1850.

CHAP. 158.**Chapter 158.**

An act increasing the salary of the county attorney for the county of Kennebec.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

Salary, \$400.

SECT. 1. The salary of the county attorney in and for the county of Kennebec, is hereby established at the sum of four hundred dollars per annum, instead of the sum now provided by law, and the same shall be in full compensation for his services in the office aforesaid.

SECT. 2. This act shall take effect and be in force from and after its approval by the governor.

[Approved June 21, 1850.]

Chapter 159.

An act to amend the one hundred and twenty-fifth chapter of the revised statutes.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows:

SECT. 1. The one hundred and twenty-fifth chapter of the revised statutes shall be amended in the thirty-seventh section, by striking out the words "or other person who had contracted with such owner," in the fourth and fifth lines of said section; and also by adding to said section the following words: "notwithstanding the decease of any such debtor, and the representation of his estate as insolvent; and the administrator or executor of any insolvent estate, shall, upon citation, be holden to answer to any action brought upon a claim secured by such lien": so that said section, as amended, shall be as follows:

Lien on build-
ings, &c., for la-
bor or materials.

SECT. 37. Any person who shall perform labor or furnish materials for erecting, altering, or repairing any house or other building or appurtenances, or furnish labor or materials for the above purposes by virtue of any contract with the owner thereof, shall have a lien to secure the payment of the same, upon such house or other building, and the lot of land on which the same stands, and upon the right of redeeming the same when under mortgage; and such lien shall continue in force for the space of ninety days from the time when such payment becomes due, notwithstanding the decease of any such debtor and the representation of his estate as insolvent; and the ad-

ministrator or executor of any insolvent estate shall, upon citation, be holden to answer to any action brought upon a claim secured by such lien. CHAP. 160.

SECT. 2. Said chapter shall be further amended by adding thereto the following section :

SECT. 41. In case of the death of any person owing a debt secured by a lien as contemplated in section thirty-seven of this chapter, within the ninety days mentioned therein, and before the commencement of the action mentioned in section thirty-eight, then a further time of sixty days from and after an appointment of an administrator or executor and notice thereof given, shall be allowed in which to commence said action, and said lien shall continue in force during said sixty days. In case of de-
cease of dabor,
lien extended.

[Approved June 28, 1850.]

Chapter 160.

An act additional in relation to the process of forcible entry and detainer.

Be it enacted by the Senate and House of Representatives in Legislature assembled, as follows :

The process of forcible entry and detainer may be used in all cases against any lessee, who holds under a written agreement and against any other person holding under said lessor, at the expiration of the term named in the written agreement, or when the said term is forfeited by any breach of condition in said written agreement of said lessee, and also against a disseizor of lands, without having given any notice to quit to said lessee or person holding under him, or said disseizor : *provided* that said lessor shall so proceed within seven days from the expiration of the term of the breach of the same as aforesaid. Forcible entry
and detainer may
be used in certain
cases without
notice.

Proviso.

[Approved July 15, 1850.]