

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

FORTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE.

1868.

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

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1868.

PUBLIC LAWS

OF THE

STATE OF MAINE.

1868.

Chapter 205.

An act relating to final judgment recovered in certain actions of replevin.

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

Replevined property claimed as security, may be discharged by tender of payment of debt, &c.
Proviso.

In actions of replevin, when it appears that the right of the prevailing party is founded upon a claim upon the property replevined as security for a debt, upon the payment or tender of payment of such debt, with interest and costs, all his claim on the property replevied shall be thereby discharged, and judgment shall be for a return without costs; *provided however*, that the provisions of this act shall not apply to any case in which the title to the property replevied has become absolute by a foreclosure thereof in the manner now provided by law.

Approved March 6, 1868.

Chapter 206.

An act additional to an act entitled "an act defining a mutual and open account current," approved February twenty-eight, eighteen hundred and sixty-seven.

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

Chap. 117 public laws 1867, not to apply to actions pending at time of passage.

SECT. 1. The provisions of an act entitled "an act defining a mutual and open account current," approved February twenty-eight, eighteen hundred and sixty-seven, shall not be so construed as to apply to or affect any action pending at the time of the passage of said act.

SECT. 2. This act shall take effect when approved.

Approved March 6, 1868.

Chapter 207.

An act relating to liens of mechanics and of persons furnishing materials.

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

Liens on buildings and lots for labor, &c., how enforced.

SECT. 1. A person who performs or furnishes labor or materials for erecting, altering or repairing a house, building or appurtenances, by virtue of a contract with or by consent of the owner, shall have a lien thereon, and on the lot of land on which it stands, or on any interest such owner has on the land or on the equity of redemption, if under mortgage, to secure payment of such lien,