

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-THIRD LEGISLATURE

OF THE

STATE OF MAINE.

1887.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
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PUBLIC LAWS  
OF THE  
STATE OF MAINE.

1887.

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## CHAP. 127

**Chapter 127.**

An Act to amend sections seventeen and twenty-four of chapter one hundred and eighteen of the Revised Statutes, relating to the punishment for Rape.

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

Sec. 17, ch. 118,  
R. S., amended.

SECT. 1. Section seventeen of chapter one hundred and eighteen of the revised statutes, is hereby amended by striking out the word "ten," in the first and third lines thereof, and inserting in place thereof the word 'thirteen,' so that said section as amended, shall read as follows :

Rape defined  
and punished.

'SECT. 17. Whoever ravishes, and carnally knows, any female of thirteen or more years of age, by force and against her will, or unlawfully and carnally knows and abuses a female child under thirteen years of age, shall be punished by imprisonment for life, or for any term of years.'

Sec. 24,  
amended.

SECT. 2. Section twenty-four of chapter one hundred and eighteen is hereby amended by striking out the word "ten," in the first and fourth lines thereof, and inserting in place thereof the word 'thirteen,' so that said section as amended; shall read as follows :

Assault on a  
female with  
intent to commit  
rape, how pun-  
ished.

'SECT. 24. Whoever assaults a female of thirteen years of age or more, with intent to commit a rape, shall be punished by imprisonment not exceeding ten years, or by fine not exceeding five hundred dollars. If such assault is made on a female under thirteen years, such imprisonment shall not be for less than one year, nor more than twenty years.'

Approved March 16, 1887.

**Chapter 128.**

An Act in relation to County Roads in unincorporated townships.

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

County commis-  
sioners author-  
ized to break  
roads in unin-  
corporated  
places, when  
blocked with  
snow.

County commissioners, when county roads in unincorporated townships and tracts of lands in their counties are blocked or encumbered with snow, may forthwith cause so much of it to be removed or trodden down as will render them passable ; and may appoint an agent or agents, not members of their own board, to superintend the expenditure therefor, who shall

give bond as provided in section seventy-eight, chapter six of the revised statutes, if required; the whole expense whereof, shall be borne by the county.

CHAP. 129

—may appoint an agent for such purpose.

Approved March 16, 1887.

### Chapter 129.

An Act relating to Attachment of Mortgagor's interest in property mortgaged to secure performance of collateral agreements.

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

SECT. 1. In all cases where a debtor has mortgaged real and personal estate to secure the performance of a collateral agreement or undertaking, other than the payment of money, and proceedings have been commenced to foreclose said mortgage for alleged breach of the conditions thereof, but the time of redemption has not expired, any person having any claim against the mortgagor and having attached said mortgagor's interest in said estate on said claim, may file a bill in equity in the supreme judicial court in the county where such agreement has to be performed, where the owner of such mortgage resides, or where the property mortgaged is situated, alleging such facts and praying for relief; and said court may examine into the facts and ascertain whether there has been a breach of the conditions of said mortgage, and if such is found to be the fact, may assess the damages arising therefrom, and may make such orders and decrees in the premises as will secure the rights of said mortgagee or his assignee, so far as the same can be reasonably accomplished, and enable the creditor; by fulfilling such requirements as the court may impose, to hold said property, or such right or interest as may remain therein by virtue of such attachment, for the satisfaction of his claim. Such claim may include possession of the property by the mortgagee, for such time as the court deems just and equitable. Pending such proceedings, the right of redemption shall not expire by any attempted foreclosure of such mortgage.

Claimant of mortgagor's interest, may file bill in equity to have facts determined and damages, if any, assessed by the court.

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

Approved March 16, 1887.