

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE.

1893.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 18, 1840, and March 16, 1842.

AUGUSTA :
BURLEIGH & FLYNT, PRINTERS TO THE STATE.
1893.

PUBLIC LAWS
OF THE
STATE OF MAINE.

1893.

be arrested,' so that said section as amended, shall read as follows :

'SECT. 14. If the debtor or any other person duly served with subpoena as above provided, refuses or neglects to appear, the magistrate shall issue a capias to bring said debtor, or other person before him, and if upon hearing, said debtor or other person does not show good cause for his failure to appear, he may be ordered to pay the costs of issuing and executing said capias and execution may issue for the same upon which he may be arrested.'

If debtor refuses to appear he may be brought before the court, and if he fails to show cause for failure, shall pay costs of issuing capias

SECT. 4. Section twenty-four of said chapter one hundred and thirty-seven is hereby amended by striking out all of said section and inserting instead thereof the following, so that said section shall read as follows :

Sec 24, amended.

'SECT. 24. At any time after the expiration of three years from the termination of any such proceedings, and while the judgment remains in force, the judgment creditor may again avail himself of all the provisions of this chapter, where the original debt exclusive of costs exceeds ten dollars, and may cause like proceedings to be had as if there had been no previous proceedings under the provisions of this chapter.'

Debtor, may be required to disclose again after three years, and while judgment remains in force.

Approved March 29, 1893.

Chapter 314.

An Act relating to the sale of land for Taxes.

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

SECT. 1. Whenever a tax shall be assessed upon any real estate by the state, any county, city, town or plantation, there shall be a lien on said real estate to secure the payment of said tax which said lien shall take precedence of all other claims on said real estate and continue in force until said tax shall be paid, provided in the assessment of said tax there shall be a description of said real estate, and said lien may be enforced in the following manner. When said tax shall remain unpaid for a period of eight months after the same shall be committed to the proper officer for collection, said officer may give the person against whom said tax is assessed or leave at his last and usual place of abode, a notice in writ-

All stat, county and municipal real estate taxes, shall be liens on such real estate to secure payment of same.

—how enforced.

CHAP. 314

ing by him signed stating the amount of said tax and describing the real estate on which the tax is assessed, and if for any reason such service of the notice can not be given, it shall be published three weeks successively in some weekly newspaper printed in the county where the real estate lies. After such notice shall have been given, said officer may, at any time within one year after said tax shall have been committed to him for collection, bring an action of debt in his own name for the collection of said tax in any court of competent jurisdiction against the person against whom said tax is assessed and the declaration in such action shall contain a statement of such tax, the description of the real estate contained in said notice and an allegation that a lien is claimed on such real estate to secure the payment of the tax. Said declaration shall be inserted in a writ of attachment and such real estate may be attached thereon and summons given to the defendant as in other writs of attachment against persons. The officer serving such writ shall, in his return describe the real estate which he has attached and cause an abstract of it to be filed with the register of deeds as is required in other cases where real estate is attached. When it shall appear that other persons besides the defendant in such action are interested in such real estate, the court shall cause them to be notified of the pendency of such action and allow them to become parties thereto. If it shall be determined in the trial of said action that such tax was assessed on said real estate and that there is a lien on said land for the payment of such tax, judgment to that effect shall be entered therein for such tax and costs of suit and execution may issue on said judgment upon which said real estate may be sold by such proceedings as are provided by law for sale of real estate on execution in suits where such real estate has been attached on original writs and with like effect. When such action shall be brought to collect a county tax it shall be brought in a county adjoining the one in which such land lies. In all other cases the action shall be brought in the county where the land lies.

—real estate
may be redeemed
within one year.

Any person interested in said real estate may redeem the same at any time within one year after the sale of the same by the officer on such execution by paying the amount of such judgment and all costs on such execution with interest at the

rate of ten per cent per annum. This act shall not apply to taxes now assessed.

SECT. 2. This act shall not affect any law now in force providing for enforcement and collection of real estate taxes in other ways.

CHAP. 315

Act shall not affect law for collection of taxes in other ways.

Approved March 29, 1893.

Chapter 315.

An Act to amend Sections seventy-two, and eighty-five of Chapter two of the Revised Statutes, relating to the State Library, also to amend Chapter one hundred fifteen of the Revised Statutes as amended by Chapter one hundred eighty-nine of the Public Laws of eighteen hundred eighty-nine, and to define the duties of State Librarian.

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

SECT. 1. Section seventy-two of chapter two of the revised statutes is hereby amended by adding thereto after the word "trustees" the following words: 'and they are hereby authorized and empowered to make such rules and regulations as are necessary for the proper management of the library and the safety of its contents,' so that said section shall read as follows :

Sec. 72, ch. 2, R. S., amended 1.

'SECT. 72. The state library shall be under the management and control of the governor and council as a board of trustees and they are hereby authorized and empowered to make such rules and regulations as are necessary for the proper management of the library and the safety of its contents.'

Trustees of library.

—rules and regulations.

SECT. 2. Section eighty-five of chapter two of the revised statutes is hereby amended by striking out the word "one" in the first line of said section, and inserting in its stead the word 'two,' so that said section as amended, shall read as follows :

Sec. 85, amended.

'SECT. 85. Two thousand dollars shall be biennially appropriated for the library, to be expended in purchasing or otherwise procuring such books, maps, charts, and works, as are deemed most useful, and in binding and keeping in good condition the works therein.'

Appropriation. \$2 000, biennially.

SECT. 3. All books, documents, pamphlets, manuscripts, records, archives, maps, pictures, and all other works of art, science and literature, and all annual, biennial and special

Maine State Library.