

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SEVENTH LEGISLATURE

OF THE

STATE OF MAINE

1895.

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.
1895.

PUBLIC LAWS
OF THE
STATE OF MAINE.

1895.

'SECT. 27. A person having an interest in real estate of which any prior grantee has an unrecorded deed or other evidence of title, may give the latter personal notice in writing to have the same recorded; and if he neglects to have it so recorded for thirty days, a justice of the supreme judicial court, in session or vacation, on complaint, may cause said grantee or his heirs to be brought before him for examination, and unless sufficient cause is shown for such neglect, may order such deed or other evidence of title to be recorded, and the cost paid by the respondent, together with the legal fees of the register for recording such deed or other evidence of title.'

CHAP. 39

How a person holding an unrecorded deed, may be compelled to have it recorded.

Approved February 21, 1895.

Chapter 39.

An Act to amend section one, chapter ninety-one of the Revised Statutes, relating to Mortgages of Personal Property.

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

Section one of chapter ninety-one of the revised statutes is hereby amended by inserting after the word "resides" in line five, the words 'when the mortgage is given,' and by inserting after the word "reside" in line nine, the words 'when the mortgage is given,' so that said section as amended, shall read as follows :

Sec. 1, ch. 91, R. S., amended.

'SECT. 1. No mortgage of personal property is valid against any other person than the parties thereto, unless possession of such property is delivered to, and retained by the mortgagee, or the mortgage is recorded by the clerk of the city, town or plantation organized for any purpose, in which the mortgagor resides, when the mortgage is given. When all the mortgagors reside without the state, the mortgage shall be recorded in said city, town or plantation, where the property is when the mortgage is made; but if a part of the mortgagors reside in the state, then in the cities, towns or plantation in which such mortgagors reside, when the mortgage is given. A mortgage made by a corporation, shall be recorded in the town where it has its established place of business. If any mortgagor resides in an unorganized place, the mortgage shall be recorded in the oldest adjoining town or plantation, organized as aforesaid, in the county.'

Mortgages of personal property not valid except between the parties, unless recorded by town clerk, or possession is taken.

—when to be recorded.

Approved February 21, 1895.