

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
OF THE
SEVENTY-SECOND LEGISLATURE

OF THE
STATE OF MAINE

1905.

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

AUGUSTA
KENNEBEC JOURNAL PRINT
1905

PUBLIC LAWS

OF THE

STATE OF MAINE.

1905.

CHAP. 42

Chapter 42.

An Act to amend Section seventy-six, Chapter forty-eight, Revised Statutes, relating to Loan and Building Associations.

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

Section 76,
chapter 48, R.
S., amended.

Section seventy-six of chapter forty-eight of the revised statutes is hereby amended by striking out all of said section and inserting the following:

Incorporation of loan and building associations.

'Section 76. Except as hereinafter provided, no person, association or corporation shall carry on the business of accumulating and loaning or investing the savings of its members or of other persons in the manner of loan and building associations or carry on any business similar thereto within this state, unless incorporated under the laws thereof for such purpose.'

Approved March 8, 1905.

Chapter 43.

An Act to amend Section sixty of Chapter ninety-three of the Revised Statutes, relating to Liens on Monumental Work.

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

Section 60,
chapter 93, R.
S., amended.

Section 1. Section sixty of chapter ninety-three of the revised statutes is hereby amended so that said section as amended, shall read as follows:

Lien on monumental works for two years, established.

'Section 60. Whoever under express contract fixing the price to be paid by the other party thereto, sells, erects or furnishes any monument, tablet, headstone, vault, posts, curbing or other monumental work, has a lien thereon to secure the payment of such contract price, which continues for two years after the completion, delivery or erection of such monument, tablet, headstone, vault, posts, curbing or other monumental work, to be enforced by suit and attachment; such attachment to be recorded within said two years by the clerk of the town in which the property subject to the lien is then situated; or such lien may be enforced by petition setting forth the names and residences of the parties to the contract, the contract price, the sum due, the description and location of the property on which the lien is claimed and such other facts as are necessary to make it appear that such petitioner is entitled to an enforcement of such lien, and praying for judgment, for title and possession of the property therein described. Said petition, before service thereof, and within said two years, shall be recorded by the clerk of the

—by attachment.

—attachment to be recorded.

—or by petition.

—petition shall be recorded.

town in which such property is situated, and a certificate of such record endorsed thereon. The sum alleged to be due shall be deemed to be the damage demanded, and the petition, after being recorded, may be inserted in a writ, and made returnable, like other writs in transitory actions, before any court of competent jurisdiction. If the defendant is a known resident of the state he shall be served with a summons and copy of said writ and petition, otherwise the court, in term time or vacation, may order notice. If the petitioner prevails, he shall recover judgment for title and possession of the property on which the lien is claimed, and for his costs, and a possessory execution may issue. By virtue of such judgment the judgment creditor, if unopposed, may take possession and remove the property described in his execution, otherwise any officer qualified to serve civil process, having said execution, may take possession of said property and deliver the same to the judgment creditor, and shall make his return on said execution accordingly. Said lien may be discharged at any time before final judgment by tendering the petitioner the amount of the debt and costs.'

—defendant shall be served with summons, copy of writ and petition.

—discharge of lien.

Section 2. This act shall take effect when approved.

Approved March 8, 1905.

Chapter 44.

An Act relating to the prevention, control and extinguishment of Forest Fires in plantations and unorganized townships.

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

Section 1. The forest commissioner shall take measures for the prevention, control and extinguishment of forest fires in all plantations and unorganized townships, and to this end he shall establish such forest districts as he may deem necessary for effective protection against loss or damage by such fires.

Forest districts to be established.

Section 2. The said commissioner shall appoint in and for each of said districts, so established, a chief forest fire warden, and he shall also appoint within such districts such number of deputy forest fire wardens as in his judgment may be required to carry out the provisions of this act, assigning to each of the latter the territory over and within which he shall have jurisdiction. All chief and deputy forest fire wardens, so appointed, shall hold office during the pleasure of said commissioner, be sworn to the faithful discharge of their duties by any officer authorized to administer oaths, and a certificate thereof shall be returned to the office of such commissioner.

Chief forest fire warden.

—deputy forest fire wardens.

—tenure of office.