

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SEVENTY-SIXTH LEGISLATURE

OF THE

STATE OF MAINE

1913

Including Acts and Resolves of the Special Session held
in 1912.

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

AUGUSTA
KENNEBEC JOURNAL PRINT
1913

PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Seventy-Sixth
Legislature

1913

CHAP. 171

Deposits
in banks
shall be
assigned to
county
treasurers.

—final
account.

This act shall apply to all deposits heretofore made under said section twenty, and within sixty days from the time this act shall take effect, the judges of our several probate courts shall assign all such deposits to the several county treasurers, and the registers shall deliver the bank books to said treasurers, but the said twenty years shall in such cases commence on the date of such transfer. But every person entitled to receive and be paid any such deposit made before March twenty-ninth, nineteen hundred and eleven, shall be entitled to receive and be paid the amount of such original deposit with such interest thereon as is shown by the bank book of such original deposit at the date of such payment to such person. When an executor, administrator, guardian or trustee has paid or delivered over to the persons entitled thereto the money or other property in his hands, as required by a decree of a probate court, he may perpetuate the evidence thereof by presenting to said court, without further notice, within one year after the decree is made, an account of such payments, or of the delivery over of such property; which account being proved to the satisfaction of the court, and verified by oath of the party, shall be allowed as his final discharge, and ordered to be recorded.'

Approved April 4, 1913.

Chapter 171.

An Act to Amend Section Five of Chapter One Hundred and Thirteen, of the Revised Statutes, Relating to Personal Property Bargained and Delivered to Another, Which Shall Remain the Property of the Seller Till Paid For.

Be it enacted by the People of the State of Maine, as follows:

Section 5 of
chapter 113,
R. S.,
amended.

Section five of chapter one hundred and thirteen of the revised statutes is hereby amended by inserting after the word "the" and before the word "town" in the eighth line the word 'city,' and inserting after the word "town" and before the word "in" in the eighth line the words 'or plantation organized for any purpose,' and by inserting after the word "purchase" and before the word "the" in the ninth line the words 'but if any of the purchasers are not residents of the state, or reside in an unorganized place in the state, then in the registry of deeds in the county where the seller resides at the time of the sale,' and by inserting the words 'of the revised statutes' after the words "chapter eighty-eight" in the twelfth line thereof; so that said section as amended shall read as follows:

Agreement
that goods
sold and
delivered
shall remain
the property
of seller,
must be
written and
sworn to.

'Section 5. No agreement that personal property bargained and delivered to another, shall remain the property of the seller

till paid for, is valid unless the same is in writing and signed by the person to be bound thereby. And when so made and signed, whether said agreement is, or is called a note, lease, conditional sale, purchase on instalments, or by any other name, and in whatever form it may be, it shall not be valid, except as between the original parties thereto, unless it is recorded in the office of the clerk of the city, town or plantation organized for any purpose, in which the purchaser resides at the time of the purchase; but if any of the purchasers are not residents of the state, or reside in an unorganized place in the state, then in the registry of deeds in the county where the seller resides at the time of the sale. The fee for recording the same shall be the same as that for recording mortgages of personal property. All such property, whether said agreements are recorded or not, shall be subject to redemption and to trustee process as provided in section fifty of chapter eighty-eight of the revised statutes, but the title may be foreclosed in the same manner as is provided for mortgages of personal property.'

CHAP. 172

—shall be recorded.

—fee for recording.

Approved April 4, 1913.

Chapter 172.

An Act for the Improvement of Streets in Thickly Settled Portions of Cities and Towns.

Be it enacted by the People of the State of Maine, as follows:

Whenever a majority of the abutters in number and value upon any street or road in the thickly settled portion of any city or town, shall in writing petition the city or town officers to improve said street, highway, avenue or alley, by grading, parking, curbing, gravelling, macadamizing, paving or in any other way making a permanent street of the same, or any part thereof, and to provide for the making and reconstructing of such street improvements, said city or town shall have the power to assess two-thirds of the cost on the abutting property. The assessment shall be made in the same manner and form and be subject to the same rights and methods of appeal as are provided in case of sewers in chapter twenty-one of the revised statutes of Maine. In determining the number and value of the abutters on said street, the last assessors' valuation shall be used.

Assessment of abutters who petition for improvement of streets.

—two-thirds of cost may be assessed.

—appeal from assessment.

Approved April 4, 1913.