

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

AS PASSED BY THE

Eighty-sixth Legislature

OF THE

STATE OF MAINE

From April 4, 1931, to March 31, 1933

AND MISCELLANEOUS STATE PAPERS

Published by the Secretary of State in conjunction with the Revisor of Statutes in accordance with the Resolves of the Legislature approved June 28, 1820, March 18, 1840, March 16, 1842, and an Act approved April 2, 1931.

KENNEBEC JOURNAL COMPANY
AUGUSTA, MAINE

1933

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Eighty-sixth Legislature

1933

[supplied from page 1 of volume]

use in this or any other state by an authorized boiler inspector employed by an insurance company or by an inspector authorized to inspect boilers by a state or the federal government shall be operated in this state at a gauge pressure of over 15 pounds.

Whoever operates a boiler in violation of the provisions of this section shall be punished by a fine of not less than \$100.'

Approved March 20, 1933.

Chapter 113.

AN ACT Relating to Actions by or against Executors and Administrators.

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

R. S., c. 101, § 10, amended. Section 10 of chapter 101 of the revised statutes is hereby amended to read as follows:

'Sec. 10. How such action to be brought; and amount recovered, disposed of; limitation. Every such action shall be brought by and in the names of the personal representatives of such deceased person, and the amount recovered in every such action shall be for the exclusive benefit of the widow or widower, if no children, and of the children, if no widow or widower, and if both, then for the exclusive benefit of the widow or widower and the children equally, and, if neither, of his or her heirs. The jury may give such damages as they shall deem a fair and just compensation, not exceeding ~~five thousand dollars~~, \$10,000 with reference to the pecuniary injuries resulting from such death to the persons for whose benefit such action is brought, provided, that such action shall be commenced within 2 years after the death of such person.'

Approved March 20, 1933.

Chapter 114.

AN ACT Relative to the Foreclosure of Chattel Mortgages.

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

R. S., c. 105, § 4, amended. Section 4 of chapter 105 of the revised statutes is hereby amended to read as follows:

'Sec. 4. Notice of foreclosure. The mortgagee or his assignee after condition broken, may give to the mortgagor or his assignee, when his assignment is recorded where the mortgage is recorded, written notice of his intention to foreclose the same, by leaving a copy thereof with the

CHAP. 115

mortgagor or such assignee, or if the mortgagor cannot be found by reasonable diligence or is out of the state although resident therein, by leaving such copy at his last and usual place of abode, or by publishing ~~it~~ such notice once a week for 3 successive weeks in 1 of the principal newspapers published and printed in whole or in part in the town where the mortgage is recorded. If the mortgagor cannot be found within the state by reasonable diligence, or takes up his residence outside the state, or remains outside of the state for the greater portion of 3 consecutive months, the mortgagee or his assignee, while any condition of the said mortgage remains broken, may foreclose such mortgage by publishing such notice once a week for 3 successive weeks in 1 of the principal newspapers published and printed in whole or in part in the town where the mortgage is recorded. When the mortgagor or his assignee of record is not a resident of the state and no newspaper is published in such town, such notice may be published in any newspaper published and printed in whole or in part in the county where the mortgage is recorded.'

Approved March 20, 1933.

Chapter 115.

AN ACT Relating to Damage to Poultry by Dogs, or Wild Animals.

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

R. S., c. 5, § 166-A, amended. Section 166-A of chapter 5 of the revised statutes, appearing as chapter 170 of the public laws of 1931, is hereby amended to read as follows:

'Sec. 166-A. Damages to poultry by dogs, or wild animals; procedure; penalty. Whenever any poultry owned by a resident of this state is killed or injured by dogs, skunks, foxes, weasels, ~~or wildcats,~~ mink or coons, such owner may make complaint thereof to the mayor of the city or to 1 of the municipal officers of the town or plantation where such damage was done, within 24 hours after he has knowledge of the same, and thereupon the municipal officers shall investigate the complaint, and if satisfied that the said damage was committed by dogs or wild animals within the limit of their city, town or plantation, they shall estimate the damage thereof according to the actual value of such poultry, and make returns of their findings together with the estimated damage in triplicate, 1 copy to go to the town clerk, 1 to the commissioner of agriculture and 1 to the state auditor. If the poultry is kept in an unincorporated place, the owner may make complaint to the municipal officers of the nearest incorporated place, who shall investigate the complaint. The commissioner of agriculture or his duly authorized agent shall approve the bill, or if it seems advisable, investigate