

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES
AS PASSED BY THE
Ninety-first and Ninety-second
Legislatures
OF THE
STATE OF MAINE

From April 10, 1943 to April 21, 1945
AND MISCELLANEOUS STATE PAPERS
From April 10, 1943 to May 24, 1945

Published by the Revisor of Statutes in accordance
with Chapter 10 of the Revised Statutes of 1944.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1945

PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-second Legislature

1945

Chapter 274

AN ACT Relating to Alternative Method for the Enforcement of Liens for Taxes on Real Estate.

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

Sec. 1. R. S., c. 81, § 98, amended. Section 98 of chapter 81 of the revised statutes is hereby amended by adding at the end thereof the following:

'After the foreclosure of such mortgage and the expiration of the right of redemption therefrom has expired, the record holder of a mortgage on said real estate or his assignee and the record owner if the said real estate has not been assessed to him or the person claiming under him, in the event the notice provided for such record holder of a mortgage and such record owner has not been given as provided in section 97 shall have the right to redeem the said real estate at any time within 3 months after receiving actual knowledge of the recording of the certificate by payment or tender of the mortgage, together with interest and costs and the registry fee for recording and discharging said mortgage, which shall be discharged by the owner under said mortgage at the time of redemption in manner provided for the discharge of mortgages of real estate.

The mortgage shall be prima facie evidence in all courts in all proceedings by and against the town, its successors and assigns, of the truth of the statements therein and after the period of redemption has expired, of the title of the town to the real estate therein described, and of the regularity and validity of all proceedings with reference to the acquisition of title by such mortgage and the foreclosure thereof.'

Sec. 2. R. S., c. 81, § 99, amended. Section 99 of chapter 81 of the revised statutes is hereby amended to read as follows:

'Sec. 99. Court may permit amendment of record, deed or certificate when error or defects appear therein. At the trial of any action for the collection of taxes, or of any action at law or in equity involving the validity of any sale of real estate for non-payment of taxes, and of any tax lien certificate under the provisions of sections 97 and 98 and of the title to real estate acquired upon foreclosure of such certificate, if it shall appear that the tax in question was lawfully assessed, the court may permit the collector or other officer to amend his record, return, ~~or~~ deed or certificate in accordance with the fact, when circumstantial errors or defects appear therein;

PUBLIC, 1945

CHAP. 275

provided that the rights of third parties are not injuriously affected thereby. If a deed be so amended, and the amended deed be thereupon recorded, it shall have the same effect as if it had been originally made in its amended form.'

Effective July 21, 1945

Chapter 275

AN ACT Relating to Prevention of Bang's Disease by the Department of Agriculture.

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

Sec. 1. R. S., c. 27, § 52, amended. Section 52 of chapter 27 of the revised statutes is hereby amended to read as follows:

'Sec. 52. Commissioner to investigate as to existence of diseases. The commissioner shall cause investigation to be made as to the existence of tuberculosis, Bang's disease, pleuro-pneumonia, foot and mouth disease, glanders, hog-cholera, fowl pox, infectious laryngo, tracheitis, (infectious bronchitis) and other infectious and contagious diseases, among cattle, horses, sheep, swine, and poultry; and he, or his duly constituted agent, may enter any premises or places, including stockyards, cars, and vessels, within any county or part of the state, in or at which he has reason to believe there exists any such disease, and make search, investigation, and inquiry in regard to the existence thereof.'

Sec. 2. R. S., c. 27, § 73, amended. Section 73 of chapter 27 of the revised statutes is hereby amended to read as follows:

'Sec. 73. Cattle to be tested for "Bang's disease". ~~When any owner of cattle in the state shall signify in writing his willingness to place his herd under the supervision of the department for~~ For the eradication of Bang's disease, the commissioner or his agent in charge of live stock sanitary work shall have blood from the animals over 6 months of age in all herds in the state drawn by a ~~competent~~ regularly employed federal or state veterinarian or an authorized, accredited veterinarian and tested at the state laboratory by what is known as the blood agglutination test, and all animals showing a positive reaction to this test shall be identified by a "reactor" eartag or brand, or by both eartag and brand, and shall be slaughtered, or quarantined and handled under direct supervision of the