

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

AS PASSED BY THE

Ninety-sixth Legislature

OF THE

STATE OF MAINE

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PUBLIC LAWS

OF THE

STATE OF MAINE

As Passed by the Ninety-sixth Legislature

1953

Chapter 179

AN ACT Increasing Salaries of County Commissioners, Treasurer, Sheriff and Judge of Probate, York County.

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

Sec. 1. R. S., c. 79, § 6, amended. That part of section 6 of chapter 79 of the revised statutes which relates to the salary of county commissioners of York county, as amended, is hereby further amended to read as follows:

'York, ~~\$1,250~~ \$1,750.'

Sec. 2. R. S., c. 79, § 146, amended. That part of section 146 of chapter 79 of the revised statutes which relates to the salary of the county treasurer of York county, as amended, is hereby further amended to read as follows:

'York, ~~\$1,500~~ \$1,750.'

Sec. 3. R. S., c. 79, § 165, amended. That part of section 165 of chapter 79 of the revised statutes which relates to the salary of sheriff of York county, as amended, is hereby further amended to read as follows:

'York, ~~\$4,000~~ \$4,750.'

Sec. 4. R. S., c. 140, § 3, amended. That part of section 3 of chapter 140 of the revised statutes which relates to the salary of judge of probate in York county, as amended, is hereby further amended to read as follows:

'York, ~~\$4,750~~ \$5,750.'

Sec. 5. Effective date. The provisions of this act shall be retroactive to January 1, 1953.

Effective August 8, 1953

Chapter 180

AN ACT Relating to the Recording of Chattel Mortgages.

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

R. S., c. 164, § 1, amended. Section 1 of chapter 164 of the revised statutes is hereby amended to read as follows:

'Sec. 1. Mortgages of personal property, when valid; provisions as to record. No mortgage of personal property shall be valid against a trust-

tee in bankruptcy or an assignee in insolvency of the mortgagor, or against an assignee under a general assignment for the benefit of the creditors of the mortgagor, or against any person other than the mortgagor, unless and until possession of such property is delivered to the mortgagee within 20 days from the date written in said mortgage, or, when undated, then from the date of execution and delivery of the same, and unless such possession is retained by the mortgagee, or unless and until the mortgage or a memorandum thereof is recorded within the said period of 20 days in the office of the clerk of the city, town or plantation organized for any purpose, in which the mortgagor resides when the mortgage is given, or registry of deeds as hereinafter provided. When all mortgagors reside without the state, the mortgage or a memorandum thereof shall be so recorded in the office of the register of deeds in the registry district 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 plantations so organized in which such mortgagors reside when the mortgage is given. If any mortgagor resides in an unorganized place, the mortgage or a memorandum thereof shall be so recorded in the office of the register of deeds for the registry district in which such unincorporated place is located. A mortgage or a memorandum thereof made by a corporation shall be so recorded in the city, town or plantation where it has its established place of business, and, if said corporation has no established place of business in the state, or said place of business is in an unorganized place in the state, then in the office of the register of deeds for the registry district in which such property is when the mortgage is made. Such chattel mortgages or the memorandums thereof need not be acknowledged for presentation for record. If possession is taken or said mortgage or a memorandum thereof is recorded subsequent to said period of 20 days, it shall be valid against mortgages, assignments and bills of sale executed and delivered subsequent to the making of said record, and also against attachments made subsequent thereto, based upon causes of action arising subsequent thereto, and also against trustees in bankruptcy and common law assignees, so far as relates to claims accruing subsequent thereto.

A statement signed by the party to be bound, describing the parties and the personal property mortgaged and stating the date of the mortgage, the amount remaining unpaid, the terms of payment, whether it is to secure future advances, whether it is to cover after-acquired property and that it is a memorandum of a mortgage of personal property shall constitute a memorandum within the meaning of this section. The recording of such a memorandum shall make effective all the terms of the mortgage as effectively as if said mortgage had been recorded in full.'