

MAINE STATE LEGISLATURE

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SIXTIETH LEGISLATURE.

SENATE.

No. 71.

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND
EIGHTY-ONE.

AN ACT in relation to suits on administrator's and
executor's bonds.

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

SECTION 1. No action shall hereafter be com-
2 menced or maintained against any surety or sure-
3 ties on any administrator's or executor's bond un-
4 less the same shall have been commenced within
5 six years after said administrator or executor shall
6 have been cited to appear to settle his account in
7 the probate court where administration is granted
8 on said estate, or if not so cited within six years
9 from the time of the breach of the bond, unless such
10 breach is fraudulently concealed by the administra-
11 tor or executor from the heirs, legatees or persons
12 pecuniarily interested, who are parties to the suit,
13 and in such case within three years from the time
14 such breach is discovered.

SECT. 2. No surety on any probate bond shall
2 be liable, unless the administrator, executor or
3 guardian is first cited to appear in probate court to
4 settle his account.

STATE OF MAINE.

In SENATE, February 25, 1881.

Reported by Mr. BISBEE, from the Committee on the Judiciary, laid on the table to be printed under the Joint Rules.

C. W. TILDEN, *Secretary.*