

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

OF THE

# FIFTY-FIRST LEGISLATURE

OF THE

# STATE OF MAINE.

1872.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
February 26, 1840, and March 16, 1842.

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AUGUSTA:

SPRAGUE, OWEN & NASH, PRINTERS TO THE STATE.

1872.

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PUBLIC LAWS  
OF THE  
STATE OF MAINE.  
1872.

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**Chapter 36.**

An act relative to claims against insolvent estates.

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

Claims against an insolvent estate.

A person whose claim against an insolvent estate has been allowed by commissioners on said estate and the decision of the commissioners appealed from by the administrator, heir at law or any other creditor, and who by accident or mistake has omitted to commence an action for money had and received within the time prescribed by section thirteen of chapter sixty-six of the revised statutes, may petition the supreme judicial court, and after notice to the administrator and a hearing, the court may grant leave to commence an action at the next term of the court in the county where administration was granted for the recovery of his claim, but not after four years from granting administration, but no decree of distribution can be disturbed by judgment so recovered.

Approved February 27, 1872.

**Chapter 37.**

An act to amend section six of chapter ninety of the revised statutes, relating to the foreclosure of mortgages on real estate.

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

R. S., chap. 90, sect 6, relating to redemption of mortgaged premises, amended.

Section six of chapter ninety of the revised statutes is amended to read as follows :

‘SECT. 6. The mortgagor, or person claiming under him, may redeem the mortgaged premises within three years next after the first publication, or the service of the notice mentioned in the preceding section, and if not so redeemed his right of redemption shall be forever foreclosed ; *provided*, the mortgagor and mortgagee may agree upon a less time, not less than one year, in which the mortgage shall be forever foreclosed, which agreement shall be inserted in the mortgage and be binding on the parties, their heirs and assigns.’

Approved February 27, 1872.