

# MAINE STATE LEGISLATURE

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ACTS AND RESOLVES  
OF THE  
SIXTIETH LEGISLATURE

OF THE  
STATE OF MAINE.

1881.

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Published by the Secretary of State, agreeably to Resolves of June 28, 1820,  
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PUBLIC LAWS

OF THE

STATE OF MAINE.

1881.

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each offense, forfeit and pay any corporation injured, the sum of one hundred dollars, to be recovered by an action on the case in any county in which any of the parties in such action has a residence or place of business. CHAP. 52.

Approved March 12, 1881.

### Chapter 52.

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 :*

No action shall hereafter be commenced or maintained against any surety or sureties on any administrator's or executor's bond, unless the same shall have been commenced within six years after said administrator or executor shall have been cited to appear to settle his account in the probate court where administration is granted on said estate, or if not so cited within six years from the time of the breach of the bond, unless such breach is fraudulently concealed by the administrator or executor, from the heirs, legatees or persons pecuniarily interested, who are parties to the suit, and in such case within three years from the time such breach is discovered.

Action on administrator's or executor's bond limited to six years.

Approved March 12, 1881.

### Chapter 53.

An act additional to chapter eighteen of the Revised Statutes, relating to damages for land taken for highways.

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

'If damages shall be sustained by any person in their property, by laying out, altering or discontinuing a highway or town way, the commissioners or municipal officers of towns shall estimate the amount, and in their return state the share of each separately ; but they shall not order such damages to be paid, nor shall a person claiming damage have a

Damages for location of highways, how estimated and when paid.

CHAP. 54. right to demand the same, until the land over which the highway or alteration is located, has been entered upon and possession taken for the purpose of constructing or using it.

*Provido.* *Provided, however,* that unless such land is so entered upon and possession taken for said purpose within two years after the laying out or alteration, the proceedings shall be void.'

Approved March 12, 1881.

### Chapter 54.

An act additional to chapter seventy-one of the Revised Statutes, concerning sales of real estate by license of court.

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

A judge of probate may, on application, with consent of widow having right of dower, grant license to sell real estate.

Whenever application is made for the sale of real estate and any interests therein, under the provisions of the first, second and third clauses of section one of said chapter seventy-one, the judge of probate may, with the written consent of the widow, who may have any rights of dower in the estate for the sale of which such application is made, grant a license to sell such real estate, or any interest therein, including the widow's dower and the reversion thereof. In such case the widow shall be entitled to her share of the proceeds of the sale under such license, equal to the present value of her dower in the real estate sold, to be estimated by the judge of probate, according to her age; and the residue thereof, after paying debts and expenses of administration, shall be distributed to the heirs at law, as real estate would by law if there had been no widow, or to the devisees named in the will of the deceased according to the terms of such will.

Proceeds of sale, how divided.

Approved March 12, 1881.