

MAINE STATE LEGISLATURE

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ACTS AND RESOLVES

OF THE

SIXTY-SECOND LEGISLATURE

OF THE

STATE OF MAINE.

1885.

Published by the Secretary of State, agreeably to Resolves of June 28, 1820,
February 18, 1840, and March 16, 1842.

AUGUSTA :
SPRAGUE & SON, PRINTERS TO THE STATE.
1885.

PUBLIC LAWS
OF THE
STATE OF MAINE.

1885.

Chapter 317.

An Act requiring notice of application for Probate of Wills.

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

When a will is presented for probate, judge shall give public notice for hearing thereon.

Whenever a will is presented for probate, the judge of probate, having jurisdiction thereof, shall assign a time and place for a hearing, and cause public notice thereof to be given; and in addition thereto, said judge may, at his discretion, order personal notice upon such persons as he deems necessary.

Approved March 4, 1885.

Chapter 318.

An Act to amend section fifteen, chapter one hundred thirteen of the Revised Statutes, relating to Disclosure on Mesne Process.

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

Sec. 15, ch. 113, R. S., amended.

SECT. 1. Section fifteen of chapter one hundred thirteen of the revised statutes is hereby amended by inserting the words 'he may disclose as provided in section twenty-one of this chapter or,' after the word "action" in the second line of said section, so that said section, as amended, shall read as follows :

Debtor arrested, may disclose without bond; when and how.

—may give bond to disclose within certain time after judgment.

SECT. 15. When a person is arrested or imprisoned on mesne process in a civil action, he may disclose, as provided in section twenty-one of this chapter, or he may be released, by giving bond to the plaintiff in double the sum for which he is arrested or imprisoned, with surety or sureties, approved by him or by two or three justices of the peace and quorum of the county where the arrest or imprisonment is made, selected and proceeding, as prescribed in section forty-two, conditioned that within fifteen days after rendition of judgment, or after the adjournment of the court in which it is rendered, he will notify the creditor, his agent or attorney, to attend at a certain place in the county, at a time not more than thirty nor less than fifteen days after such notice, for the purpose of disclosure and examination; that he will then and there submit himself to examination; make true disclosure of his

business affairs and property on oath, and abide the order of the justices thereon; and if the officer serving the writ takes such bond, he shall return it to the court or justice where the suit is pending.'

SECT. 2. This act shall take effect when approved.

Approved March 4, 1885.

CHAP. 319

Chapter 319.

An Act additional to chapter seventy of the Revised Statutes relating to the Discharge of Insolvent Debtors.

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

The debtor shall, after the obtaining his certificate of discharge, be forever discharged and exempt from arrest or imprisonment in any suit, or upon any proceeding for or on account of any debt or demand which may have been provable against his estate, and due to any person or persons not resident in this state at the time of the first publication of the notice of the issuing of the warrant, or founded on a contract existing at the time of said first publication, and made or to be performed out of the limits of this state; but the foregoing provisions shall not apply to any debtor who has received a discharge prior to the time when this act takes effect.

Debtor forever discharged, after obtaining certificate thereof, from liability to arrest on account of debts due out of state.

—not not to apply to discharges made prior to approval of this act.

Approved March 4, 1885.

Chapter 320.

An Act to amend section twenty-one of chapter seventy of the Revised Statutes relating to Sales of Property under proceedings in Insolvency.

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

Section twenty-one of chapter seventy of the revised statutes is hereby amended by striking out in the second line of said section, the words "after due public notice and," so that as amended, said section shall read as follows:

Sec. 21, ch. 70.
R. S., amended.