

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

SEVENTH REVISION

THE  
REVISED STATUTES

OF THE  
STATE OF MAINE

PASSED AUGUST 5, 1930, AND TAKING  
EFFECT NOVEMBER 10, 1930



By the Authority of the Legislature

---

AUGUSTA  
KENNEBEC JOURNAL PRINT

## CHAP. 84

unjust, or illegal, with like proceedings and effect as in case of administrators or executors; or, if the partnership estate appears to be insufficient to pay the partnership debts, he may represent it to be insolvent, commissioners may be appointed, claims proved and allowed, and the partnership assets may be distributed to pay such claims as are allowed, and like proceedings shall be had as are prescribed in chapter seventy-nine, so far as applicable, and with like effect. Nothing herein invalidates the right of claimants to recover from the surviving partner or the estate of the deceased partner any balances due them after the partnership property is exhausted. Such proceedings already had are valid.

See c. 76, § 53; c. 96, § 168; 64 Me. 71.

**Sec. 7. Sale of copartnership real estate when a partner has died.** R. S. c. 74, § 7. The executor or administrator of a deceased member of a copartnership, or the surviving partner, who files a bond and is authorized to close the affairs of a partnership estate, may, on application to the judge of probate of the county, be licensed to sell real estate, assets of the late partnership, in the same manner as any other executor or administrator is licensed to sell real estate, on petition and notice, and on giving bond, with sufficient sureties, to appropriate the proceeds to the payment of the partnership debts; and to pay over any balance that remains in his hands, after closing the affairs of said partnership estate, to the persons entitled to the same, and on complying with all the requirements of the law authorizing a sale of real estate.

See c. 85, §§ 1-6; 74 Me. 339.

**Sec. 8. Death of administrator on partnership estate, proceedings.** R. S. c. 74, § 8. When the person who has given bond to administer on a partnership estate where one of the partners is deceased dies before completing the administration, the judge may commit administration on the estate of the partnership not already administered, to such person as he thinks fit, who shall give the bond required by section two, with the necessary variations, and comply with all the provisions of this chapter applicable to such cases.

Compensation of surviving partners, c. 75, § 43.

---

## CHAPTER 84.

### The Insolvent Law.

In accordance with the legislative resolve for the revision and consolidation of the public laws, approved March 25, 1915 (chapter 237), chapter seventy-two of the revised statutes of 1903 entitled "The Insolvent Law," was not printed in the 1916 revision.

The chapter, however, was not repealed and was cited either as R. S. 1903, chap. 72, or R. S. 1916, chap. 75.

In accordance with the legislative resolve for the revision and consolidation of the public laws, approved April 15, 1927 (chapter 179), chapter seventy-five of the 1916 revision, as amended, is incorporated in this revision and may be cited as R. S. 1930, chap. 84.

There have been two amendments since the 1916 revision, namely: 1923, c. 90 and 1927, c. 76.

See c. 78, § 24.