

MAINE STATE LEGISLATURE

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DOCUMENTS

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THE LEGISLATURE

OF THE

STATE OF MAINE,

DURING ITS SESSION

A. D. 1849.



Augusta:

WM. T. JOHNSON;.....PRINTER TO THE STATE.

1850.

TWENTY-NINTH LEGISLATURE.

No. 13.]

[HOUSE.

STATE OF MAINE.

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

AN ACT in addition to an "act concerning assignments."

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

SEC. 1. In all assignments under the provisions of
2 "an act concerning assignments" by insolvent debtors
3 for the benefit of their creditors, approved March 21,
4 1844, chapter 112, every assignee shall, before enter-
5 ing on the execution of his trust, give bond with suffi-
6 cient sureties resident within the county, in such sum
7 as the judge of probate for said county shall order,

8 payable to said judge, or his successor with condition
9 in substance as follows :

10 *First.* To make and return into the probate office
11 within ten days from and after the time allowed for
12 creditors to become parties to such assignment a true
13 inventory on oath of all the real estate, and all the
14 goods, chattels, rights and credits of the assignor
15 which have or shall come to his possession or knowl-
16 edge, whether contained in the assignment or other-
17 wise ; also the names of all the creditors, who have
18 become parties to the assignment together with a list
19 of their respective claims.

20 *Secondly.* To make equal distribution of all the real
21 and personal estate, goods, chattels, rights and credits
22 of such insolvent debtor or assignor, among such of
23 the creditors as have become parties to the assign-
24 ment, in proportion to the amount of their respective
25 claims, excepting such property as may by law be
26 exempt from attachment.

27 *Thirdly.* To render a true account of his doings on
28 oath to the judge of probate within six months, and
29 at any other time when required by the judge. And
30 no assignments hereafter made shall be valid against
31 attaching creditors unless such bond shall be filed and

32 approved by the judge of probate within twenty days
33 from and after the execution of the same.

SEC. 2. The creditors respectively who have be-
2 come parties to such assignments, shall have the same
3 rights and remedies on the bonds, and be subject to
4 the same rules and restrictions as is provided in rela-
5 tion to probate bonds in the revised statutes, chapter
6 113, sections 4, 5, 6 and 7.

SEC. 3. The judge, register of probate and assignee
2 shall be allowed a reasonable compensation for all
3 services performed under this act, to be paid out of
4 the property assigned.

SEC. 4. It shall be the duty of every assignee to
2 file an attested copy of the assignment in the probate
3 office within ten days from and after its execution.

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, June 18, 1849.

ORDERED, That 350 copies of the foregoing Bill, (reported from the committee on the judiciary,) be printed for the use of the legislature.

E. W. FLAGG, *Clerk*.