

# 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)

# DOCUMENTS

PUBLISHED BY ORDER OF

# THE LEGISLATURE

OF THE

STATE OF MAINE.

1867.

---

AUGUSTA:  
STEVENS & SAYWARD, PRINTERS TO THE STATE.  
1867.

---

# FORTY-SIXTH LEGISLATURE.

---

HOUSE.

No. 23.

---

## STATE OF MAINE.

---

IN THE YEAR OF OUR LORD ONE THOUSAND EIGHT HUNDRED AND SIXTY-SEVEN.

---

AN ACT to amend chapter six of the public laws of eighteen hundred and sixty-six.

---

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

SECTION 1. Section one of chapter six of the public laws of eighteen hundred and sixty-six is hereby amended by adding thereto the words, " provided that nothing in this act shall be so construed as to affect any suit now pending," so that as amended the section shall read as follows : In all actions in which an executor, administrator or other legal representative of a deceased person is a party, such executor, administrator or representative party may offer himself as a

10 witness and testify to any facts legally admissible  
11 upon the general rules of evidence, happening before  
12 the death of the testator, intestate or deceased person ;  
13 and when such executor, administrator or representa-  
14 tive party so offers himself and testifies, the adverse  
15 party shall neither be excluded nor excused from testi-  
16 fying in reference to such facts, provided that nothing  
17 in this act shall be so construed as to affect any suit  
18 now pending.

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

STATE OF MAINE.

HOUSE OF REPRESENTATIVES, }  
January 25, 1867. }

Reported from the Committee on the Judiciary by Mr. FRYE.

FRANKLIN M. DREW, *Clerk.*