

# MAINE STATE LEGISLATURE

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# Fifty-Seventh Legislature.

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HOUSE.

No. 37.

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## STATE OF MAINE.

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

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AN ACT additional to chapter sixty-eight of the revised  
statutes, relating to the appointment of trustees.

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

SECTION 1. When a trustee under a written instru-  
2 ment, declines, resigns, dies or is removed, before the  
3 objects thereof are accomplished, if no adequate  
4 provision is made therein for supplying the vacancy, the  
5 probate court or the supreme judicial court shall, after  
6 notice to all persons interested, appoint a new trustee  
7 to act alone or jointly with the others, as the case may  
8 be. Such new trustee upon giving bonds and security  
9 required, shall have and exercise the same powers,  
10 rights and duties, whether as a sole or joint trustee, as

11 if he had been originally appointed, and the trust  
12 estate shall vest in him in like manner as it had or  
13 would have vested in the trustee in whose place he is  
14 substituted.

SECT. 2. Upon the appointment of a trustee under  
2 the preceding section, the court may order such con-  
3 veyance to be made by the former trustee or by his  
4 representatives, or by the other remaining trustees, as  
5 may be proper or convenient to vest in such trustee,  
6 either alone or jointly with the others, the estate and  
7 effects to be held in trust.

# STATE OF MAINE.

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IN HOUSE OF REPRESENTATIVES, }  
January 25, 1878.

Reported from the Committee on the Judiciary, by Mr. SEIDERS  
of North Yarmouth, and ordered printed under the Joint Rule.

ORAMANDAL SMITH, *Clerk.*