

MAINE STATE LEGISLATURE

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FIFTY-NINTH LEGISLATURE.

HOUSE.

No. 125.

STATE OF MAINE.

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

AN ACT to amend chapter thirty-six, public laws of
eighteen hundred and seventy-two, relating to
claims against insolvent estates.

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

That chapter thirty-six of the public laws of eighteen
2 hundred and seventy-two, be amended as follows:
3 By inserting after the word "statutes" and before
4 the word "may," in the seventh line, the following
5 words: "or having commenced said action, the
6 same shall have been discontinued for any infor-
7 mality," so that said chapter as amended shall read
8 as follows:

9 Any person whose claim against an insolvent
10 estate has been allowed by commissioners on said

11 estate, and the decision of the commissioners ap-
12 pealed from by the administrator, heir at law or
13 any other creditor, and who by accident or mistake
14 has omitted to commence an action for money had
15 and received within the time prescribed by section
16 thirteen of chapter sixty-six of the revised statutes,
17 or having commenced said action, the same shall
18 have been discontinued for informality, may petition
19 the supreme judicial court, and after notice to the
20 administrator and a hearing, the court may grant
21 leave to commence an action at the next term of
22 the court in the county, where administration was
23 granted for the recovery of this claim, but not af-
24 ter four years from granting administration, but no
25 decree of distribution can be disturbed by judgment
26 so recovered.

STATE OF MAINE.

IN HOUSE OF REPRESENTATIVES, }
March 17, 1880. }

Reported by Mr. BRADSTREET, from Committee on Judiciary.
Ordered printed under rule.

ORAMANDAL SMITH, *Clerk.*