

MAINE STATE LEGISLATURE

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SIXTIETH LEGISLATURE.

HOUSE.

No. 33.

STATE OF MAINE.

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

AN ACT to amend chapter eighty-six, section thirteen, of the revised statutes, relating to trustees' costs.

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

Section thirteen, of chapter eighty-six, of the 2 revised statutes, is hereby amended so as to read 3 as follows:

4 *Sect. 13.* If any supposed trustee comes into
5 court at the first term and submits himself to exam-
6 ination, on oath, after having in writing declared
7 that at the time of the service of the trustee process
8 upon him, he had not any goods, effects or credits
9 of the principal in his possession, he shall be enti-
10 tled to his costs, as in civil actions where issue is

11 joined for trial; and if adjudged a trustee, may
12 deduct his costs from the goods, effects and credits
13 in his hands, and he shall be chargeable for the
14 balance only to be paid on the execution. If such
15 goods, effects and credits are not of sufficient value
16 to discharge the costs taxed in his favor, he shall
17 have judgment and execution against the plaintiff
18 for the balance of such costs, after deducting the
 um disclosed, in the same manner as if he had
20 been discharged.

STATE OF MAINE.

In HOUSE OF REPRESENTATIVES, }
February 4, 1881. }

Reported by Mr. VERRILL, from Committee on Legal Affairs,
and ordered printed under Joint Rule.

ORAMANDAL SMITH, *Clerk.*